Percentage Film Contracts Block Vaude Revival

NRA MAY USE 'TEETH' ON FACTIONS NOT SIGNING

Rosenblatt Draft Expected to Rule on 10 Major Issues

Some Thoughts

... about nothing much

By JACK ALICOATE

ONE of the reasons why this industry is glamorous, intriguing and colorful is its blissful element of uncertainty. When John Krimsky and Gifford Cochran started to shout "Emperor Jones" there were those who shook their heads and said it couldn't be done. Before the picture was readied some opined that it might, with an even break, have a fair chance of making the second-run. And so what? We find it breaking Broadway records. Both at the box-office and for entertainment value. A salam to those who saw its possibilities and who had the courage to see it through.

ONE of the bounds of contention at Washington, and, for that matter, for the past picture generation is the muchly argued and highly mooted question of the "right to buy." The principle is as full of irritations as a porcupine and as unsettled as the Atlantic off Cape Hatteras. Most of those interested insist upon arguing the point in generalities. It is a modest thought that if there are 14,000 theaters in these good old United States there are to be 14,000 different slants on "the right to buy." And no two views are alike. Personally, we would like to see the code and no distributor has a right to discriminate in the selling of his product, and then, that adequate machinery be set up to hear the squawks of the alleged wrong ones. By that method the frivolous arguments, or the great 90 per cent of the right-to-buy cases will be left at home, for safe keeping.

We have often wondered why some enterprising producer has not tried a double play on the good old box-office. A combo legit-picture idea, the melody of which would go somewhat as follows: A good legitimate script would be secured, it would be rehearsed here in New York and, after it has proven itself, a picture would be made, both picture and stage play released on the same night in the metropolis. To be followed by a like opening in the principal cities of the country. The cost would not be great and the advertising possibilities unlimited. Royalty checks can be sent to Col. Alicoate, care of The Motion Picture Club.

Right-to-Buy and Duals

Head Problems to Be Decided Upon

Apart from labor issues involving wages and working hours, the industry code draft which Deputy Administrator Sol A. Rosenblatt will have ready between today and Wednesday may contain tentative settlements of approximately 10 major problems that are controversial between exhibition and distribution. In the crafting of the code, Rosenblatt has available for study.

STAGE COMPETITION

DOWN TO LOW LEVEL

Competition from the stage this season, both on Broadway and on the road, will be at its lowest level in years, according to advance indications. There are only about a dozen attractions playing in New York at press time, against the usual two or three times that number at the start of the year.

Acute Shortage Reported

In Established Material

Confronted with what is described as the most acute shortage of established story material in the industry's history, story editors of major newspapers have been urged to survey the situation in order to fill the vacuum. Whether or not this plea is answered remains to be seen.

Return of Vaudeville Hampered

By Film Percentage Contracts

Report Contracts Signed

For 16 Canadian Films

Toronto—Commonwealth Productions, Ltd., film company, has a contract signed with distributors in New York City for the production of 16 pictures in British Columbia, according to the Canadian Press. It is stated the contract calls for delivery of the first picture about Nov. 16.

Existing contracts between theaters and distributors calling for payment of pictures on a percentage basis constitute the chief barrier to any widespread return of vaudeville this season, it is reported by vaude scouts on their return from surveys of the situation. Though many theater operators express a desire to add stage acts at least part of the time, either because of a mani-
Tom Patricola is Signed
For 3 Educational Shorts

Tom Patricola, comedian-dancer at present appearing in the Joe Cook musical show, "Hold Your Horses," at the Winter Garden, has been signed to appear in three Educational shorts. Deal was negotiated by the Leo Morrison office.

Pitt Opens with Vaude-Film

Pittsburgh—The Pitt, famous old playhouse, has reopened with a new policy of vaudeville and pictures. It is operated by George Shafer of Wheeling. George Ott, also of Wheeling, is manager.

Strand, Alliance, Reopens

Alliance, O.—The Strand reopened Saturday after being closed since April 1. It is operated by Tri-Theatres, Inc., and will be managed by Ray S. Wallace, who also is in charge of the Morrison. Policy is first-run.

New Sally for Jimmy

West Coast Bureau of THE FILM DAILY

Hollywood—Claire Trevor replaces Sally Ellers opposite James Cagney in "Jimmy and Sally." The picture goes in work this week at Fox with James Tinling as director. William Conselman prepared the screen play from the story by Marguerite Roberts and Paul Schofield.

"Henry VIII" at M. H. Oct. 12

United Artists' "The Private Life of Henry VIII" has been announced to begin play the Radio City Music Hall the week of Oct. 12, following Fox's "Doctor Bull," which opens Thursday.

Fan Dancer on Bond

In order to come to New York for her engagement at the Paramount starring Friday, Sally Rand, fan dancer who was arrested in Chicago and is out on bond pending trial, posted a cash bond, following a ruling by the court that she was not to leave Illinois. After her Broadway appearance, Miss Rand is slated to go to Hollywood for the lead in Paramount's "Search for Beauty."

Publishing "Down to Rio" Music

Vincent Youman's music for the RKO musical extravaganza, "Flying Down to Rio," which will feature Dolores Del Rio, Fred Astaire, Ginger Rogers, Gene Raymond, Raul Roulien and others, is to be published by the T. B. Harms Co., Inc. The numbers are now in the final process of preparation, and it is planned to have the music arrangements ready for use by some of the leading orchestras within a short period.

Two New Productions
Launched by Monogram

Starting of two new Monogram pictures for 1933-34 is announced by W. Ray Johnston, president. One is "16 Paths From Under," from the American Magazine story by Eustace L. Adams. Lew Collins is directing and the cast includes Sally O'Neil, Creighton Chaney, Russell Simpson, George Regas, Richard Alexander, Constantine Romanoff, Lloyd Ingram and Maurice Black.

The other is Monogram's second musical, "Manhattan Love Song," based on the novel of Cornell Woolrich.

"Sweetheart of Sigma Chi," Monogram's first musical special for this season, has been completed and a print arrives in New York this week.

Dix in Critical Condition

West Coast Bureau of THE FILM DAILY

Hollywood—Richard Dix is reported in a critical condition in a Santa Barbara sanitarium.

Coming and Going

BENJAMIN GLAZER and SHARON LYNN (Mrs. Glazer) sailed Saturday on the Conte di Savola for Europe on a two months' holiday. They plan to visit France, Italy, Switzerland, and other countries.

AL SHERMAN is back from a Bermuda vacation.

D. A. DORAN, Fox story editor, left New York on Saturday for a visit to the Coast studios.

AL WILKE and BILL FINE sailed for the coast Saturday on the Pennsylvania.

FRANCES DRAKE, English actress recently signed by Paramount, will arrive in New York from Canada this week.

JOHN FINN returns from Chicago on Thursday.

Novarro Plans New Foreign Tour

West Coast Bureau of THE FILM DAILY

Hollywood—Ramon Novarro, now working in "The Cat and the Fiddle" at M-G-M, is already planning his next foreign concert tour. He expects to sing in Italy, Greece and Cairo, among other places. Later, he plans to make an American tour.
EXPLOITETTES

**Float in Mardi Gras Gets Big Publicity**

THE Brooklyn Strand got its show, "Goodbye Again," a lot of attention by entering a sound truck, made up to resemble a float, in the Mardi Gras parade held at Coney Island. The title of the picture and the name of the theater covered each side and the back of the float, which was gaily decorated. On top of the float was a cameraman, who took pictures of the throngs. The pictures, the sound truck announced, would be shown the following day at the Strand. Appropriate announcements regarding the picture were made with great regularity. The direct result of this stunt was seen in a $1,000 jump in business the following day. Teddy Trust, publicity man for the Strand, helped Manager W. J. McLaughlin put over this timely stunt, and then landed a three-column picture of the float in the Brooklyn newspapers.

—Strand, Brooklyn

**Musical Recordings for "Footlight Parade"**

ONE of the most extensive music plugging campaigns ever accorded a musical picture is that being given the tune hits in Warner Bros.' forthcoming "Footlight Parade," which have been recorded by a host of the biggest stars of stage and radio for the three major recording companies. Among those making phonograph records of the "Footlight Parade" numbers are Paul Whiteman and Leo Reisman and bands, with vocalizations by Ramona and Peggy Healy; and Harold Arlen and Al Derringer for Victor Recording Co.; Rudy Vallee, George Olsen and Ben Bernie on Columbia; the discs; and Guy Lombardo, the Boswell Sisters, and Bing Crosby or Al Jolson for another vocalization, for Brunswick.

-Warner

**FACTS ABOUT FILMS**

With his current appearance in M-G-M's "Cat and the Fiddle," Joan Hesshott has played in 421 motion pictures.

**TIMELY TOPICS**

Does the Screen Need Single Writers?

THE personality of the writer has not been stamped on motion pictures, as has the personality of the director. Yet on the stage, the personality of the writer is impressed on every stage play. This is because, in most instances, one writer follows through from beginning to end, making all the changes at rehearsals and during the try-outs on tour. The result is a compact whole. A single writer for the screen is rarely permitted to follow through. A notable exception to this rule occurs in "The Power and the Glory," with Preston Sturges as the sole screen writer, and in this case, also the author of the story. If this film is successful, it may interest producers in a "new deal" for writers. So I was fortunate in following through as the sole screen writer on "Cimarron." Every writer who is properly equipped, should be encouraged to do solo work. At the same time the truth is that many sensational money hits on the screen have been authored by a group of writers. But the personality of the writer is not yet stamped on the screen as it should be. The work of a single writer has greater unity, character and distinction, than an assemblage of ideas from a group of writing minds. The so-called "specials" written by "ten noted authors" are invariably mediocre.

—Howard Estabrook

Palestine Film Company Starts

Tel-Aviv, Palestine—Orient Film Corp., Ltd., with W. Karolitz as president, has been registered here to produce 100 per cent Hebrew talking pictures. The company, which is said to have large funds at its disposal, has bought necessary equipment and intends to erect a modern studio. European technical experts have been engaged, but all actors will be Palestinians.

**MANY HAPPY RETURNS**

Best wishes are extended by THE FILM DAILY to the following members of the industry who are celebrating their birthdays:

Oct. 1-2

Alice Joyce  
Jack Menzeau

C. W. Bann  
P. A. Parsons

Rita LeRoy
"GENTLEMEN! QUALITY CANNOT BE CODED!"
PARADE

There are 4 "Gold Diggers" stars.

JOAN BONDULL
DICK POWELL
RUBY KEELER
JAMES CAUGHEY

in the cast of 20 which includes
PAAR IS WARNER BROS.
THE NAME OF THAT COMPANY HAS SURPASSED
MANSFIELD AND GRANDUR
WARNER BROS. IN THE SHOW-
AT LAST A MOTION PICTURE
NOEL MADISON, who has completed his starring engagements in "Concussor-at-Law" at the El Capitan, has received several screen offers. His first appeared in pictures as a gangster, but his stage engagements have convinced producers that he should not be "typed" as a portrayee of underworld characters.

Leon Errol has finished work in his untitled comedy, which was produced and directed by Arvid Gillstrom, for release through Paramount. The story was an original by Vernon Dent and Frank Griffin, with Dent also playing a part in the story. Production was at the Western Service Studios.

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Albert Lovejoy, former dramatic coach at the Actors Studio, plays the Pasadena Community theater as a guest director. His first is "Enter Madame," now playing, with Margaret Malema featured.

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Chosen from 1,000 girls to pose as a television cinema, Miriam Mari has also entered pictures. She was selected by McClelland Bearley, noted artist, as a perfect model for his illustrations for the "Cosmopolitan Magazine" story of Hollywood, "They're Jamie's Baby Is Stolen." Miss Mari has worked in "The Prize-Fighter and the Lady," "Meet the Baron," "Dancing Lady," "Penthouse," "March of Time," "Only Yesterday" and "Brief Moment."

Additions to our list of Minneap-

lopolitan graduates now active in picture work are Robert C. Bruce and Harry O. Hoyt.

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Milton Krasner, ace cameraman, who photographed "Golden Harvest," is now in charge of the camera on "Sitting Pretty." He also did the camera work on "I Love That Man."

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Henry Guttman, Hollywood agent, is now in New York, negotiating with Sam Harris, for the showing of the Russian play, "The Red Com-

issors." The play was a hit in Berlin and Moscow and will be presented in Hollywood before being taken to New York.

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"The best dressed woman in films" was the title given Lya Lys, French actress, when she was in Paris. She will play an important role in "Jimmy and Sally," at Fox.

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Mickey Mouse and Weismuller for M-G-M Musical

No sooner does the cast of "The Hollywood Party," which includes more than 20 starring names, appear complete and full than M-G-M comes forward with new personalities for production. The latest announcement brings the news that Walt Disney has been persuaded to loan Mickey Mouse, his three little pigs and his big bad wolf to the producers of "The Huckleberry Hound," which is to be worked over by Mr. Disney. Another new name for "The Hollywood Party" is Johnny Weis-
muller, who will take time away from the "Tarzan" to do a number in which a swimming chorus will be featured.

Roy D'Arcy, remembered as the suave, smiling and monocled villain of many films, has been engaged for "Orient Express," now in produc-

tion under the direction of Paul Mar-

tin at the Fox studio. Dorothy Bur-

gess has also been signed for a part in the same film, which features Norman Foster, Heather Angel and Ralph Morgan.

* * *

Ben Hecht has been engaged to do the continuity of "Viva Villa," a transcrip-

tion of Edgar Lee Pynchon's story of the noted Mexican bandit, in which Wallace Beery will be starred. Director Howard Hawks is now in Mexico selecting location sites for this production.

Adrien Rosley, Broadway and London stage player, has been added to the cast of RKO's "Flying Down to Rio."

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Samuel Hinds and a young man named Bob Montgomery, who will become "the other Bob Montgomery," are recent additions to Fox's "The Mad Game."

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"Fog," the "Saturday Evening Post" mystery story by Valentine Cameron and Dorothy Rice Sims, will be placed in produc-

tion at Columbia, Albert Rogell, who is just completing the compul-

sory stage of "March of Time," has been assigned to direct.

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Lew Cody was signed last week by Charles R. Rogers, independent producer for Paramount, to enact the role of a producer in "We're Sitting Pretty," which Rogers is making with Jack Haley, Jack Oakie and Ginger Rogers in the leading role.

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Lilian Harvey's forthcoming pro-
duction for Jesse L. Lasky, in which the Piccoli Maritonne Troupe will have a prominent part, is now known as "I Am Suzanne." Rowland V. Lee is directing this Fox film in which Gene Raymond plays the male lead, while Marjorie Rambeau and Nigel Bruce have supporting roles. The screen play was written by Ed-

win Justus Mayer and will be photograp-

hed by Lee Garmes.

* * *

Three names for RKO Radio Pic-

tures forthcoming in "Break of Hearts," were assured when Gregory Ratoff was signed to join Katharine Hepburn and John Barrymore, as co-stars. The story is from an orig-

inal by Lester Cohen. Music espe-

cially written by Leopold Stokow-

ski, conductor of the Philadelphia Symphony Orchestra, is to feature the production. John Cromwell will direct under the supervision of Pan-

dro Berman.

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Hardly a day passes at the Par-

amount studio but Director Norman McLeod adds one or more famous film names to the "Cast of the Cen-

tury," which will make up the fea-
tured group of 35 principal players in "Alien in Wonderland." Newest additions this week are Richard Ar-

len, Edna Mae Oliver, Rosco Ates, Jackie Searl and Sterling Holloway.

* * *

Alice Gentle, world-renowned soprano, is another prominent addition to the cast of "His Little Affair." She is to sing the new Caricia tango, written by Vincent Youmans, in one of the picture's most spectacular sequences.

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Conditions for employment of ex-

tra girls for the picture, which has been rathered by Jesse L. Lasky's production, "As Husband Go's," have been released. Warner Baxter, Helen Vinson and Warner Oland appear in this film version of the Rachel Crothers play. Hamilton MacFadden is the director.

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Isabel La Mal, character actress of stage and screen, plays the role of society dowager in the "Alice of Youth, "Merrily Yours."

* * *

Adele Thomas, blonde dancer of many Ziegfeld Follies, has been signed for the role of a principal of the "Ro-Follies of Youth, "Merrily Yours." She is to appear in the company of Helen Todd, Dorothy Lee, Ruth Ellis and Ethel White.

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Following the completion of "Hip, Hip, Hooray," Adele Thomas will be placed in the ZaSu Pitts-Pert Kelton co-starring film, "Once Over Lightly," joining James Gleason and Skeets Gallagher in featured roles.

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Frank Morgan, who once fought Jess Willard and Jack Johnson, has been signed by Fox as one of the supporting players in "Kid 'N Africa," with El Brendel and Walter Catlett, Susan Fleming has the femi-

nine lead.

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"Kid 'N Africa," the first Baby Burlesk, went into production last

week at the Educational studios, with Shirley Temple and Daniel Boone supported by a 100 per cent cast of real boys and girls. A reproduction of the series, is personally directing this comedy.

* * *

Shooting has been finished on "His Weak Moment," new Educational Andy Clyde comedy which Harry J. Edwards directed from the story by "Chuck" Roberts. The supporting cast includes Cecilia Parker, Esther Muir, Spec O'Donnell, Fem Emmett and Bud Jamison.

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Option on the services of Sari Maritza for another picture has been exercised by RKO. She has been cast in the principal feminine lead in "Sea Girl," opposite Joel McCrea. The picture will go into production late in October under the direction of Otto Brower.

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Forrester Harvey, noted English actor, will play an important character-comedy part in the Francis Lederer starring film, "Man of Two Worlds," at RKO. Walter Ruben is directing the production, which will star John Green and Alanwors Morgan adapted as a screen play from Morgan's novel.

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Following a combined vacation and stage appearance in London, Diana Wynyard is now on route to California to resume screen work under her present M-G-M contract. A series of important roles are awaiting her at M-G-M. "The Paradeine Case" may be one of the first.

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Mary Brian has been signed for the feminine lead in "Fog" and Shirley Temple for the "Press, "both Columbia productions.

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Richy Craig will write the script for the two-reeler Charlie Murray, "Radio Dough," being made by Columbia.

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George E. Stone will appear with George O'Brien in "Frontier Marshal" for Fox.

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The voice of "Baron Munchausen," when it goes on the air again Oct. 11, will probably resound from Hol-

dwood instead of New York. Jack Pearl is making plans to broadcast from the M-G-M studios, in case his picture, "Meet the Baron," cannot be released in time to permit his return to New York.

Mae West Cocktail

Word comes from Reno that Mae West cocktail is in vogue at the divorce capital, one of the smartest night clubs of the place featuring it. It’s full of dynamite. The secret of Paramount’s "I’m No Angel," is assured in a wire.
HIS WORD IS LAW TO 20 MILLION PEOPLE!
I have just met a man who could have given P. T. Barnum aces and kings and still have beaten him at his own racket!

We folks in show business are inclined to think we have a first mortgage on showmanship and it's a great surprise to us to run up against someone else who can twist the tail of the great God Ballyhoo and make it sit up and do tricks.

Before calling upon Ely Culbertson I expected to find a professor of Mathematics. Instead, I found a man who thinks in newspaper headlines, knows mass psychology as we showmen think we know it, who took a game of cards and built it into a fabulous industry, who gets more fan mail and has more followers than the greatest of movie stars and who has made his word into law for twenty million people.

Culbertson had just returned from Europe after winning the International Bridge Championship played in London for the Charles M. Schwab Cup. Every day during the tournament the front pages of American newspapers had carried the return, like box-scores for the World Series. It was hot news! ... just as hot to more people than the outcome of a heavyweight championship. During the tournament there were two short-wave broadcasts from London picked up and re-broadcast over the great NBC red network. It was hot news for Radio and its millions of tuners-in. In addition, almost 400 newspapers throughout the country were running the cabled syndicate articles of Mr. and Mrs. Culbertson while the 600,000 pupils of the 4,000 Culbertson licensed teachers formed the greatest cheering section any sports event ever had.

On Mr. Culbertson's desk were photographs of the scenes at Selfridge's, London's greatest department store, where the match was held. More than 27,000 people paid admission to sit outside a glass enclosure and watch the world's greatest bridge player perform while in the store's auditorium a giant electrical scoreboard recorded every card, play by play. Publicity! ... yes, publicity on a grand scale, world-wide in scope and front page in results ... but the touch of showmanship genius lay in the periscopes! Yes, they installed a flock of them, like the World War trench periscopes and rented them out so that the kibitzers in the back rows could look over the heads of those in front and get the thrill of a ringside seat. Surely you saw pictures, hundreds of newspapers published them.

It's amazing what this man can do with the drop of a card. During the Culbertson-Lenz match the whole world was held in suspense for six weeks. Millions, reaching for the milk bottle and the morning paper every day, read that front page story of the evening's play in their pajamas before glancing at the so-called important headlines of a cock-eyed world.

Culbertson has injected that same showmanship into his series of short features "My Bridge Experiences" which RKO Radio now has ready. Primarily they are comedies ... and they're crammed with laughs ... but you get the same suspense and dramatic kick when Culbertson plays a card as you would watching "Queen Bess" nose in, a 20 to 1 shot in the big Futurity. Whether you're a bridge player or not, you'll be on the edge of your seat when Culbertson makes a three-spot turn handsprings and do the work of a quartet of kings.

When you play these Culbertson pictures, go after them as you would your biggest feature. You're picking your own pocket if you don't ... for this country has a ready-made audience of twenty million players ... and to those twenty million Culbertson's word is law! They read him, quote him and they'll pay at the box-office to see him. They form a big chunk of the population you should pull into your theatre ... and nothing but Culbertson will do it! Bridge is here ... and there's an old Indiana political maxim that fits the situation, "If you can't lick 'em ... join 'em."
EXPECT ROSENBLATT TO SETTLE ISSUES

(Continued from Page 1)

the largest compilation of industry data ever assembled.

The much-argued-right-in-the-issue is one of the most perplexing which has confronted Roseblatt and the code-drafting groups as well. The Deputy Administrator has indicated that the NWA intends to make a decision on this point. A second highly-important item and that of double features, which, with the right-to-buy, has provided the most bitterly-debatable subject considered at the code meetings.

Other issues, generally considered his corner, comprising such problems as: eliminations, score charges, forcing shorts with features, cooperative buying, foreign pictures, block booking, designated player contracts and premiums. Decision on some of these issues will eliminate necessity of further consideration others.

The labor situation, particularly so the standpoint of exhibition, remains a hard nut to crack. It's packed close, right in the first reel, so speak, as exhibitor representatives are refused to go into phases of union relations beyond operators until this angle is settled.

The I. A. T. S. E. delegation stubbornly holds out for one man machinist and code adoption of its wage scales in all situations, organized or unorganized. Equally stubborn is the exhibitor refusal to accept these proposals.

W. J. Gell Leaves Gaumont

London—W. J. Gell has resigned as managing director of Gaumont and has also severed his connection with all associated Gaumont companies. His immediate plans are a take a holiday.

Services for Mrs. Talmadge

Mrs. Robert Talmadge, widow of the late actor-star of the silent screen, will be held today in Santa Monica. She died Friday.

K. C. Salesmen Switch

Kansas City — Charles Knickerbocker has joined Fox as salesman, replacing L. E. Royster, who joined Columbia.

SUNSHINE IN THE DAY'S NEWS

Fox reports first net profit since 1930; Columbia earnings up 33 1/3%.

RALPH STAUB, latest member of the Brooklyn Vitaphone studio's directorial staff, has been assigned to box office advertising on Ben Blue's second "Big V" comedy, which goes into production this week. It will be Staub's first picture for Vitaphone. Formerly with Columbia's shorts unit on the West Coast, he replaces Ray McCarey on Vitaphone's staff of megaphonists.

"Singin' Gondolier" is the working title of the script now being prepared for production to be made into a feature length picture. Work is scheduled to start the latter part of this month at the Eastern Service studio in Astoria.

Abe Lyman and his Hollywood band from Dixie, who dropped a lot, where they started on their second "Melody Masters" show, supported by a cast of specialty performers.

Norma Terris has been signed to make a short subject at the Brooklyn Vitaphone studio. Star of numerous Ziegfeld successes, including "Show Boat" and "Rio Rita," the short will mark her first appearance before movie cameras. The scenario for the film, a two-reeler in the series of miniature musical comedies known as "Broadway Brevities," is now in preparation under Herman Ruby and actual production is scheduled to go forward within a fortnight. It is expected that Joseph Henabery will direct.

Frank Moser and Paul Terry, co-producers of Educational's Paul Terry-Toons, have just completed "A Gypsy Fiddler," for early October release. It is her second short for the company, her first being "Beanstalk Jack."

Production on "Supper at Six" was completed Friday at the West Coast Service studio under the direction of Lynn Shears. Featured in the short, which is the fourth of the series being produced by Monogram Pictures, headed by E. M. Gluckman and Milton Schindel, are Jack Holt, Hilda Spong, Ben Sharpsteen, Ronald Shuey, Robert Armstrong, Julie Bishop, Henry Student and the Great Maurice. Frank Zuckor and Bergy Conniff did the camera work.

Molly Picon, internationally famous comedienne, proved a sensation last week at the Brooklyn Vitaphone studio, where she was starring in a "Broadway Brevities" musical comedy just completed under the direction of Joseph Henabery. Her presence at Vitaphone is the first time that she has been made more than five years ago. In the cast of more than a dozen are Frank Hildebrand, Frank Davis, Frank Rowan and Eddie Bruce. Cy Woods, Eddie Moran and A. Dorian Osvald of the studio writing staff authored the script.

The use of rear projection to obtain background effects on productions in the studio was successfully accomplished at the Eastern Service studio in Astoria last week, when shots of a London street were needed to complete "The Great Adventure," being produced by Eddie Dowling and Arthur Hopkins. This is the first time the use of rear projection in the making of a major production has been tried out in an eastern studio.

Vitaphone Vitamins: Paul Fler- nitz, dance director, is heralding far and wide the arrival of a boy at the Florenz household... Charles Crandall, another of the Monogram studio's annual social event scheduled for late in October... Major Singer, convalescing at Lido from his recent accident and should be at his desk within a week... Evelyn Nichols and Helen Dell have left the chorus for the stage. They were replaced by Evelyn Dallas, late of George White's "Scandals," and Betty May... Jerry Wald, who has been in charge of stories and casting for Magna Pictures, has been given a 10-weeks' writing contract by Warner Bros. Wald left for the coast Saturday by plane to start work on an original radio yarn.

"How'd 'Ya Like That!" has been definitely set as the title for the second short which stars George Givot, the "Greek Ambassador of Good Will," and Charles Judels, piano-French comic. The film was completed at the East Coast Vitaphone studio under the direction of Ray McCarey. The George Melachrino Frenan operetta, just finished, has been titled "Kissing Time."

Joe Nadel, assistant director on the recently completed Eddie Dowling and Arthur Hopkins feature, "The Great Adventure," was the only visitor in Washington, D. C., last week who was not in the city on the code. Joe was showing the points of interest in the town to his son, Joe Nadel, Jr.

"Static" is the final title of the first comedy in Educational's new series of Tom Howard two-reelers. The picture, just completed at the Eastern Service studio under the supervision of Al Christie, has been set for immediate release. In the cast, in addition to the star, Thomas Howard, Ruth Howland, Owney Martin, Claire Devine, Donald McBride, Martin Postel, and others. The story is by Tom Howard, and adapted to the screen by Sig Herzig, author of "Moonlight and Pretzels."

PERCENTAGE FACTS BAR VAUDE REVIVAL

(Continued from Page 1)

fested public demand or as an experiment in an effort to stimulate business, the difficulties that would be encountered in settling percentage rentals on pictures played in conjunction with stage talent are said to be putting a damper on such plans. Union requirements are more customary, too, though not such a serious a one.

The scouts also report a surprising number of movie theaters with admissions of 10 and 15 cents. With the addition of vaudeville, many such houses could raise scales as high as 40 cents, it is stated, but where films are used on percentage the theaters object to paying distributors from additional revenue induced by the stage shows.

Ray Long Appointed Columbia Story Head

(Continued from Page 1)

Marion and others, "20,000 Years in Sing Sing," "The Office Wife," "Lady for a Day," and other successful film stories were originally published by Long. Long will make his headquarters in Hollywood and gather about him a coterie of writers similar to the group who contributed to his fiction publications. He hopes also to develop new screen writers.

Acute Shortage Reported

In Established Material

(Continued from Page 1)

companies are planning to make a greater effort to pick novels before publication and play them into production. Lack of stage production is a principal reason for the shortage situation, scenario editors pointed out yesterday. They feel it is better to take a chance and buy promising material earlier than to wait and see what it does by way of circulation or box-office draw. Fox, is one major outfit committed to this policy.

Carole Lombard Laid Up

West Coast Branch of THE FILM DAILY Hollywood — Carole Lombard is confined to her home by an attack of influenza.
FILM DAILY YEAR BOOK, 1933. (New York: Film Daily.) This admirably produced and arranged volume of over 1000 pages is a positive encyclopaedia of world cinema, invaluable to the student as well as the trade. One of its most useful features is a list giving unusually full production details and cast of every film shown in America during the past year. There are also a list of over 13,000 films released since 1915, particulars of the work of the leading directors, technicians and players, a review of world conditions and tendencies, and numerous useful directories.

ALMOST ANYTHING YOU WANT TO KNOW ABOUT THE CINEMA TO-DAY WILL BE FOUND IN THESE PAGES.

— And The Coming 1934 Edition
Will Be Bigger, Better And More Important Than Ever To Picture Executives All Over The World
NEWS of the DAY

Sheboygan Falls, Wis.—The Falls has reopened with M. Lencione as manager.

Oshkosh, Wis.—The Star has been taken over by Charles Bauman from R. T. Beglinger.

Amendale, Minn.—The Grand has been acquired by W. S. Sather from R. R. Gatzer.

McIntosh, Minn.—The Grand has been reopened by E. G. Cannon, who has bought the interest of R. L. Lindblad.

Watertown, Minn.—Arthur Jensen has reopened the Rex after obtaining the interests of C. C. Teas.

Winnebago, Minn.—The Princess is now operated by A. F. McMillan, who acquired it from Mrs. L. L. McMillan.

Denver—Eddie Loy, formerly with Paramount, is now selling for Fox.

Denver—Arthur Flanders, formerly with Warners, out of the New York and Pittsburgh exchanges, is now selling here.

Billings, Mont. — E. C. O'Keefe, manager of the Babcock, won the $50 offered for the first four weeks of Fox's "New Show Year" contest.

Neenah, Wis.—Articles of incorporation have been filed by Embassy Theater Corp. Incorporators are J. E. Cohen, A. L. Skolim and Mable Weflen.

Hancock, Mich.—M. D. Thomas is the new operator of the Kerredge.

Elroy, Wis.—The Majestic has been renamed the Juneau and is now being operated by Edmund Mohs and Donald Wilcox.

WORDS and WISDOM

"UNTIL we understand the human mind and human behavior better, with better agreement among the experts themselves, we must be skeptical of everyday opinions about the effects of motion pictures."—DR. FRANK ASTOR of the National Child Welfare Ass'n and National Board of Review.

"There may be a sneaking feeling of jealousy in my make-up, but I like Clark Gable very much. He is a regular fellow, and whatever his screen roles indicate; when he gets through a picture, he hurries away to shoot mountain lions, and takes his wife with him."—JOHN BARRYMORE.

"Only one out of every thousand who engages upon a career as a screen actor or actress is destined to enjoy a definite and prolonged success."—JAMES MCGUINESS.

"After years of experience with the elusive factor of public taste, I believe the producers are getting nearer to the pulse of the fan; at least the record of 1933 goes to indicate as much."—ROBERT PRESNELL.

"Surprise and contrast: this is the formula for making people laugh."—ED WYNN.

"It seems to me that the screen has become the stage with but one dimension lacking—depth."—FRED ASTAIRE.

NED WAYBURN

ZIEGFELD FOLLIES PRODUCER

Offers unusual opportunities for a career on STAGE, SCREEN, RADIO, or TEACHING DANCING

ADULT GIRLS' DANCING CLASSES

Ages 16 years and over. Also special one-hour evening classes, 1, 2, or 5 times weekly. Mondays to Fridays.

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Boys and girls 10 to 16 years of age. Round training in all types of dancing. Also special one-hour weekly classes after school hours.

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fortune those days, both to the exhibitor and evidently to Fox. I say this as going through an old desk, not long ago, one of my assistants came across a contract to which was attached a $20 deposit check. It was signed by an up-state exhibitor and drawn in 1920. "We sent the check through for collection but the bank closed six years ago, the exhibitor's worldly troubles are over, the theater has been torn down and the books for the silent picture, 'Over the Hill,' for which they contracted, are closed."
NRA TO USE 'TEETH' ON NON-SIGNERS

(Continued from Page 1)

the recalcitrant members just as subseri-ent the code as the others. It has been ruled by the NRA. The decision applies to all industries and ties in with the licensing feature of the Recovery Act itself whereby the President can require licenses from any member of an industry in order for that company to operate. The licensing features are the real teeth of the act itself.

In the case of the motion picture code granting that arbitration boards are set up to handle disputes, but with the premise that appearance before these boards be made as a condition of the recalcitrant or recalcitrant, the licensing features of the act would serve as the lever to force obedience to prescribed practices.

William C. Elliott Raps Outside Studio Unions

Vitriolically attacking "jurisdiction grabbers" and "chisellers" in connection with the Coast studio situation, President William C. El-

lott of the I. A. T. S. E., in the current issue of the organization of the bulletin, defies these unions to "justify their actions and their con-

tracts before the bar of public opinion or on the floor of the convention of the American Federation of Labor."

"The I. A. does not intend to see the studios moving picture theaters and the legitimate theaters of the future 'manned' by pseudo trade unionists who regard their membership as a union of gangsters and in this connection the West coast studios," says Elliott.

American Actor Can Hold His Own, Says Jackson

West Coast Bureau of THE FILM DAILY

Hollywood—The American actor can hold his own with artists from any country, declares Horace Jackson, author-scenarist, who recently returned from a three month's tour of Europe. While some of the stars of other countries have been brought here because of their exotic personalities and fine talents, more than 98 per cent of American pictures are on American actors, and they satisfy not only American audiences, but those of other countries as well, Jackson points out.

Proposes Filmstruck Bureau

West Coast Bureau, THE FILM DAILY

Hollywood—A move to establish an advisory bureau to aid young men and women coming to Hollywood in search of a career has been started by Lloyd Eaves, First National director. The bureau would apply certain tests to aspirants with a view to determining their fitness for film work.

MOVIES AND CHILDREN

By Dr. A. A. Brill

Excerpt from statement of the eminent psycho-analyst and member of the National Council of the National League of Normal Children, in refutation of claims by Dr. Henry James Forman, author of "Our Movie Made Children," that films are harmful to youth.

IT IS my opinion, based on years of experience and study, that the moving pictures furnish the greatest medium for entertainment and education, for besides the love story, which may be stimulating or stupid, even the intelligent layman can call a lot of pleasure and knowledge from any moving picture performance. The same can be said of the author's so-called "children." The grown-up and adolescent who are confronted throughout the day with the struggle of inexorable reality find solace, pleasure and knowledge in almost any movie house. The movie, like the drama and reading, takes us away from the heavy burdens and helps us, as it were, to forget ourselves.

In the movie one can identify himself with the hero and live through certain tendencies which are denied in everyday life. Or, the movie may take one away from his monotonous routine, by offering him some fantastic wish realization through Mickey Mouse, or one may see events and happenings of distant countries and cities. In brief, the movies are not only entertaining but educational. For the function of education is to impart to the youth the experiences of the past. The individual is handicapped unless he can circulate in the incessant stream of civilization. The auto, the airplane, and the radio by annihilating time and space put an extra strain on the individual. He has to learn and assimilate much more than his forbears of the last century despite the fact that his span of life has not increased.

The movies offer the quickest medium for the acquisition of these experiences. Children and adults are surely impressed by everything that they absorb through their senses—movies or no movies, thousands of good and bad impressions crowd themselves into the mind. It does no harm whatever to read or see criminals; on the contrary, the average person learns thereby how to evade evil. For the way of the transgressor is always hard and dreary, even in the movies he is invariably caught, punished or killed. Our well-meaning "would be" reformers forget that the impression of the occasional criminal movie is heavily counterbalanced by the moral precepts imparted by parents, religion and social fear. No normal person can be influenced by the movies to do anything wrong that is normally foreign to him. Even if you should hypnotize a normal person and then order him to commit a crime, he will rebel against it while he is hypnotized. Those defectives who are criminally inclined need no movies or hypnotism to influence them into burglaries or rape.

Years ago when I was examining delinquents in the New York City Penitentiary and workhouse, the delinquents were wont to attribute their criminal tendencies to the fact that they had no mothers. Now, it is books and movies. To be sure, the movies are not all perfect, but neither is anything else. Moreover, all the good movies listed by Mr. Forman in his book contain as much of cruelty, revenge and lawlessness as most of the bad ones. That "93 per cent of 458 high school children I would again suggest that they be called young men and women!" I said that at some time they had been frightened by the movies," does not mean a thing. It does us good to be frightened once in a while. To be good, one must experience the bad. The movies are the safest vicarious experiences for normal men and women. The movies not only entertain them, but give them a good education in mastering the vicissitudes and hardships of life, which they might have to overcome at the expense of greater cost.

If we follow the implications projected to the reader by Mr. Forman, the movies are in dire need of a thorough reforming. The whole industry should be in the hands of idealists who would produce only such movies as measure up to those highest social goals established by Dr. Dale in his study mentioned in Mr. Forman's book. Second, a board of psychiatrists should be stationed at the entrance of every movie house in order to determine the mental and emotional fitness of every applicant for admission to a particular movie. For Mr. Forman bewails the fact that "all movies are open wide alike to more and philosopher." May I interrupt here to ask, what is a moron? The psychiatrists do not seem to know. And, what is a philosopher? If the above mentioned measures could be put into operation, all would be well with the movie industry and our children would grow up into ideal beings.

Psychologically speaking, there is nothing in this book that offers anything new or scientific about movies or children. Most of the statements are vague and unproven. To be sure, it is not possible to say whether the original material upon which the author based this volume offers anything of real value, but judging the book, as such, I feel that the author's conception of the emotional needs of young people leaves much to be desired.

STAGE COMPETITION DOWN TO LOW LEVEL

(Continued from Page 1)

this time of the year, and road book-

ings are accordingly light.

As a consequence, number of Broadway plays available for the screen this season will probably be the smallest in history. Disinclination of stage producers to put on dramas which cannot be acted in one or two scenes also puts a limitation on the suitability of the Broadway productions for the screen.

Says Dual Ban in East Enough to Kill Indep'ts

Barring of double features in the New York and New England territories, representing an aggregate of 87 per cent of independent distributor revenue, would generally force independent producers to go out of business, declares President W. Kay Johnston of Monogram. Johnston will go to Washington tomorrow to continue the independent producers' fight against dual bill restrictions proposed for the industry code.

New Milwaukuee Corp.

Milwaukee—Articles of incorporation have been filed by Hollywood Theater of Milwaukee, Inc., which will operate the Hollywood theater, neighborhood house. Incorporators are: W. P. Feck, L. M. Klets and A. J. Engelhard.

The Minnesota Reopening

Minneapolis — Reopening of the 2,400-seat Minnesota has been def-

ied by John J. Fried, northwest division manager of Publix.

"Show Boat" Revue for Roxy

Bobby Sanford's "Show Boat" re-

vue, which for the past two years has been playing on a specially char-

ted boat on the Hudson River, will open Friday at the original Roxy as the major attraction.

Closes for Monarch Program

Seattle—National Film Exchanges, of which Jack Allender is manager, has closed with the Embassy here and the Tower, Bremerton, on the entire Monarch program.

Using Movies in NRA Drive

Motion pictures will be among the mediums used in the "Buy Now" drive to be held this month to the NRA. Details of the national campaign, which will be launched at last year's educational, are now being completed, and the advertising campaign will get under way early this month. The division headed by Dr. Frank R. Wilson is in charge of the work.

Monday, Oct. 2, 1933
Reconvened Hearing to Run Till Code is Finished

MPTOA Files Reply with NRA on Dual Bills

Eberson Joins Nat'l Supply as Reconstruction Advisor

New Service for Exhibs to be Supplied by Special Dept.

John Eberson, prominent theater architect, has become associated with National Theater Supply Co. to head a newly created Theater Reconstruction Department where he will provide exhibitors with a free service for the improvement of their theaters and for making necessary repairs and renovations. The department is being created following a survey which showed a widespread need for rebuilding, although exhibitors for the most part (Continued on Page 3)

AUTHORITY GRANTED FOR NEW PUBLIX UNIT

A petition granting the Irving Trust Co. trustee in bankruptcy for Publix Enterprises the right to form a corporation to purchase $40,000 worth of equipment of the State, Chattanooga, and the Paramount, Nashville, and to acquire leases on (Continued on Page 3)

Rosenblatt Not Presiding At Equip. Code Hearing

Washington Bureau of THE FILM DAILY

Washington — Sol A. Rosenblatt will not conduct the theater equipment and supply code hearing today, as originally scheduled, as the NRA feels that this industry is a part of general retail field and its 
code will be ultimately included in it. Owing to the change Deputy Whiteside will preside at the hearing.

H. J. YATES TO AID PRODUCTION IN EAST

Though he denies it, H. J. Yates of Consolidated Film Industries is reported as being a party in a deal under way for reopening of the old Biograph studios in Harlem for the production of independent features. Empire Trust Co. are owners of the building. Yates stated to Film Daily yesterday that he would offer "every cooperation" if the studio 

Stanley Florida Circuit Closed by Bankruptcy

Lake Worth, Fla. — R. K. Lewis West Palm Beach attorney, has been named trustee for the Stanley company, operating a string of theaters in the Palm Beaches and the Oakley of Lake Worth. All theaters have been closed as the result of a bankruptcy petition.

Rosenblatt is Still Working On Redrafting of Film Code

By WILLIAM SILBERBERG

Although redrafting of the industry code had not been completed by Deputy Administrator Sol A. Rosenblatt last night his plans still call for reconvening of group meetings tomorrow, and all elements will be kept here until the code is finally completed. Instead of his 4 p.m. appointment, Rosenblatt will hold the exhibitor committee meeting at (Continued on Page 3)

23 ACTORS RESIGN FROM M. P. ACADEMY

West Coast Bureau of THE FILM DAILY

Hollywood — Twenty-three actors yesterday resigned in a body from the Academy of M. P. Arts & Sciences, declaring that an organization for actors only can produce better results for actors. They also named Sol A. Rosenblatt their opposition to any form of salary board. The actors include Paul Muni, George Bancroft, Eddie Cantor, Adolphe Menjou, Marx Brothers, Lee Tracy, George Raft, Gary Cooper, Warren William, James Cagney, Boris Karloff, Ann Harding, Miriam Hopkins.

Nebr.-Ia. Exhibs Appeal For Six Film Code Points

Omaha — At a meeting of 50 independent Nebraska-Iowa exhibitors here Saturday, to discuss progress on the film code and hear Lester Martin, who attended the Washington- (Continued on Page 3)

Ovation for Muni Film

West Coast Bureau of THE FILM DAILY

Hollywood — At the preview of "The World Changes," starring Paul Muni and directed by Mervyn LeRoy, the audience applauded 10 times during the showing. At the picture's conclusion, it was given an ovation.
Independents Argue For Retroactive Proposal

Washington—In a 14-page printed brief, Weissman, Quinn, Allan & Mersereau, attorneys for the Independent Theater Owners of New York, set forth their arguments why exhibitor proposal 34, providing that the provisions of the industry code shall apply to all existing 1933-34 exhibition contracts, should be adopted. The brief takes issue with an objection to the effect that the provision is absurd on its face because even the government has not tried to bring a lie and valid and subsisting contracts.

To deny the power of N. I. R. A. to affect existing contracts is to unmask the act, declared brief. "Congress may impair, by statute, the obligation of any contract, but this does not affect the validity and subsisting contracts."

General Johnson Urges Intensive Advertising

Declaring that "aggressive and consistent advertising is the great need of the day," Gen. Hugh S. Johnson, president of the Motion Picture Ad- ministrator, has sent a letter to all leading manufacturers and advertisers throughout the country urging them to adopt a program which he has mapped out for promoting more business activity through more intensive advertising. In the picture, the improvement already brought about in general conditions, Johnson says that advertising now is the most important factor in order to assure the success of the NRA program.

Chester Hale to Supply Dances for Educ. Musical

Chester Hale, prominent Broadway dance director, has been signed by Educational to do the dance numbers of the Educational two-reel musical to be made by Jack White at the Astoria studios. A troupe of Chester Hale Girls will appear in the picture. Benny Davis and James Hanley also have been signed to do the music and lyrics.

See Theaters benefited by NRA Buying Campaign

Theaters are expected to share substantially in the results of the Buy Now campaign, conducted by the NRA for the next three months, says Frank R. Wilson, chief of the Organization Division, Bureau of Public Relations, in letters to Will H. Hays and the heads of all major companies. The greatly enlarged advertising campaigns being urged on exhibitors are figured to bring increased crowds downtown, thereby affording theaters opportunities not only to draw business but also to cooperate with merchants for mutual benefits. Wilson is asking John C. Flinn to consult with major company heads on an organized plan of cooperation.

Goldwyn Adds Musical to Lineup

West Coast Branch of THE FILM DAILY—Hollywood—M-G-M is preparing to send an expedition to the unexplored jungles of southern Brazil for the making of "Red Jungle Man," based on material by Hanra Noice, noted explorer, who will go along as technical adviser. Plans for the expedition have been laid for some time under the direction of E. J. Mannix. Harry Rapf is the producer and Richard Rosson will direct the expedition. Continuity has been prepared by John T. Neville and William Levanway. The expedition is expected to spend at least nine months with the Tariano tribe, said to be probably the first Nudist community.

Travelogues Satirized in New Shorts Series

West Coast Bureau of THE FILM DAILY—Hollywood—David Miller, formerly with Columbia and H. A. Wohl, formerly with Paramount, are producing "Comi-cruses," a series of shorts satirizing travel pictures. "Guatemala" is the initial subject. Troy Orr is the narrator.

Novis and Wife Under Knife

West Coast Bureau of THE FILM DAILY—Hollywood—Donald Novis and his wife are in the Hollywood hospital following operations. Novis had his tonsils removed, while Mrs. Novis underwent a major surgery.

Will Work on White Musical

George White will have Ray Henderson, Irving Caesar and Jack Yel- ler working with him to make two musicals, "Scandals" for Fox. They leave Nov. 1 for the coast.

"Henry VIII" Premiere in Boston

World premiere of "The Private Life of Henry VIII," United Artists release, is set for Saturday at Keith's, Boston.

Coming and Going

HAROLD LLOYD is en route to New York from the coast, with a stopover at the fair in Chicago. He is searching for a leading woman for his next picture, from Clarence Budding- ton Kool's "Cat's Paw."

CLARK GABLE is on his way east with a print of "Night Flight," which he directed for M-G-M, stopped over in Kansas City and showed the picture to the M-G-M boys there.

FETE WOODHULL and Mrs. Woodhall have gone to visit the Century of Progress in Chicago. JOE BRANDT is driving from New York to Washington today to attend recommission of the code meetings as advisor.

JANET GAYNOR, accompanied by D. A. DO- RAN, fox story head, left New York on Sun- day for the coast to start her next picture, "The House of Connelly."

LESLEY BANKS, English actor signed by RKO, will come east for a month's exclusive engagement at the Theater. She will fly to Atlanta today to make arrange- ments for the showing of the picture at the Keith in that city.

JULES LEVY left for Chicago yesterday. HAROLD B. FRANKLIN leaves for Washing- ton to produce "Spring." Rufus, a co-producer, has arrived in New York from Eng- land.

HENRY WELFORD, who has finished work in Par- amount's "Duck Soup," plans a trip to Russia, where he expects to appear with the Moscow Art Theater.

Sunday Shows Legalized

Carbondale, Ill.—Sunday shows have been approved by the city council.

It is men like

CAMERON MACPHERSON and
JOSEF BERNE
who produced

"BLACK DAWN"

That merits reviews like these:

—A poignant, well made three reeler. Deserves high rating and should be given further showing.

Hollywood Reporter—"Worthy of a good deal of attention, if not whole- hearted commendation."

New Film Times—"One of the most distinctive film efforts turned out in many months. It is one of the most sincere and worthwhile pieces of cinema art produced in Hollywood in recent years—also an excellent medium for between Manhattan and Buenos Aires, Som- son." Tamar Lane.

Hollywood Spectator—"The best mo- tion picture pleasure we have seen this year. It will thrill audiences." Wallford Beaton.

Private showings of "Black Dawn" can be arranged through

JOY AND POLINER AGENCY (Ltd. Sales) THE M-G-M boys, Calif. HO. 3911
HEARING TO CONTINUE TILL CODE IS READY

(Continued from Page 1)

... 3:30 o'clock tomorrow. Time of the individual producer and distributor objections had not been set up to late last night.

Rosenblatt yesterday denied that he is redrafting Articles 9 and 10 of the producers' code.

Ed Kuykendall, M.P.T.O.A. president, yesterday urged more constructive cooperation at the new hearings. Commenting on the "100 per cent uniformity in all M.P.T.O.A. proposals," he said he observed "that very many are who are the loudest in their cry for the right to buy are the most inconsistent because they have suddenly lost interest in double features, knowing that if doubles were eliminated it would make available more product."

H. J. Yates Will Aid Production in East

(Continued from Page 1)

ong of the place have been let out and work will be started immediately, Harry Goetz and George Hirliman, formerly president of Exhibitors Screen Service, have also been mentioned as being in the deal.

Advance Contingent Hold Code Conferences

(Continued from Page 1)


Will H. Hays arrives in Washington this morning direct from Indianapolis, after a brief visit at his home in Indiana.

Palmer Bowman Dead

Chicago—Palmer Bowman, 50, for many years associated with various film companies, died at his home last week. Bowman was leading man with the old Selig and Essanay pictures here, later becoming a director and writer. For a time he was associated with F. F. Zeidman.

Kuykendall on Boy Scouts

Washington—Ed Kuykendall, president of the M. P. T. O. A., has been elected a member of the National Council of the Boy Scouts of America, he was notified yesterday in Washington, where he is engaged in code-drafting work.

AFTER the clean-up Fox's "My Weakness" made at the Radio City Music Hall... breaking the opening day attendance record for this house, and setting a fast pace for the rest of the week... Charles E. McCarthy, Director of Advertising and Publicity, decided to do something special about it... He convinced that in Lilian Harvey, the star, Fox has a big drawing card...he has sent out a very elaborate and comprehensive Publicity Program to exhibitors and theater owners...it comprises a broadside, advertising suggestions, special newspaper yarns, art work and principals, data on the musical numbers...and a complete set of stills that are corkers...mostly of Luscious Lilian in a lot of intimate poses.

• • •

OVER THE NBC chain Wednesday eve Helen Hayes will enact a scene from "Night Flight" for a cost-to-look hookup...it goes on at 9 p.m., with WJZ the New York outlet...the pix opens at the Capitol on Friday...Beatrice Rogov Solomon, collaborator with Mike Simmons on "The Bowery," will be the guest of the Rivoli at the premiere on Wednesday...Jimmie Gleason and Howard Estabrook did the adaptation and dialogue...

• • •

FOUR PERSONAL appearances daily for the week's run of "Her Unborn Child" at the George M. Cohan theatre have been arranged for Alice Bonson, star of the pix, by managing director Stanley W. Lawton...feature opens Monday, Oct. 9...Mister Lawton also manages the Broadway as he is quite a busy gent hopping from 43rd to 53rd Streets.

• • •

A NEW series of shorts combining scientific-educational value with laughter for the young...ERPI...caught two of 'em...Real Novelties with Class...that the better type of film audiences should go for in a big way...the first is called "Seed Dispersal"...telling the dramatic story through beautiful magnified photography of the fight for life of the various well known flower seeds...a natural to interest the local garden clubs...also "Butterflies," an account of the development of the ordinary butterfly from the egg, through the caterpillar stage, and the chrysalis...10 minutes of fascinating entertainment for nature lovers...Audio Productions are distributing the series.

• • •

THEY CALL her Gino Malo...as she appears in "Waltz Time" at the Little Carnegie...but she is an American girl whose real name is Jeanette Flynn...the girl started her dancing career with Albertina Rasch...she later went over big with her dancing in London and Paris.

• • •

OUT IN Seattle is published "Film Flashes"...to plug the Monogram product in the northwest territory...and ye editor's name is broadcast as Phil M. Flash..."of all things!" mebibbe we have started a fad...if any more kolumnists are needed for trade papers-we suggest Phil M. Up for a bakery paper...and Phil M. Nifty for the brassiere trade.

• • •

SOME GINK wired our yarn to Arthur Loew, concerning his honeymooning at Niagara Falls because he had never seen the place before...so Arthur wires us..."I am here at Niagara Falls, and still haven't seen it." the guy must be more or less busy.

JOHN EBESON JOINS NAT'L THEA. SUPPLY

(Continued from Page 1)

have but small funds for the work. Recommendations by Eherson will be designed to enable the exhibitor to make the improvements that will prove of the most value from a box office point of view and to accomplish the most with the money they have to spend.

Eherson will continue to maintain his regular practice as architect.

Authority Is Granted

For New Publix Unit

(Continued from Page 1)

those houses in addition to leases on the Tivoli and Rialto, Chattanooga, was granted yesterday by Henry K. Davis, referee in bankruptcy, at a special meeting of Publix Enterprises' creditors. The theaters are the assets of Tennessee Enterprises, Inc., a Paramount subsidiary, Allen T. Kibbey, counsel for the trustee, stated that the new corporation will be formed immediately as arrangements have been concluded for the taking over of new leases.

At the request of bondholders' committees, hearings on petitions involving the A. H. Blank circuit, Southern Enterprises and Virginia-Tennessee Theaters were adjourned until Thursday morning.

Nebr.-Ia. Exhibs Appeal

For Six Film Code Points

(Continued from Page 1)

ton hearings, it was voted to send a message to the President and to code chiefs requesting inclusion of the following six points:control of admissions, and premiums, right-to-buy, elimination of block booking, fair zoning and clearance, choice in purchase of blocks of pictures, and control of double features.

Eddie Dowling Loses Mother

Limerock, R. I.—Mrs. Bridget Dowling Goucher, mother of Eddie Dowling, died here Sunday. She was 75.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Oct. 3

Henry Clive
Charles Furthman
Frank B. Good
Leo McGee
Warner Oland
James R. Grainger
Claude Allistor
The Moonshiner's Daughter or Abroad in Old Kentucky (Masquers Comedy)

RKO

Very Funny

Another of those uproarious travel adventures in which the couple brings along the ample and able Masquers Club personnel supplying the cast. This one deals chiefly with the traditional liquor traffic, much confusion and misunderstanding. The ex-husband fed from one generation to another. There also is some conflict with revenuers, one of whom, Russel Hopton, becomes smitten with a veteran feudal's daughter and braves all to win her.

"Spilled Salt" ("Pet Superstitions") Series

Master Art Product

10 mins.

Produced by Jack Nelson, this skit deals with the popular superstition that surrounds the spilling of salt. A frequent superstition at a refreshment bar, and a flashback to ancient times is employed to illustrate the origin of few territories where double features prevail. There is always a market for good pictures, and the time may come when the combination of salt is reduced to a small portion of a shortage of good product. What we need is an understanding of the situation, and a willingness to consider this as a legitimate issue. But there never has been a shortage of cheap and shoddy productions. The spread of double feature is increasing that type of product, is no benefit to the exhibitors, and prompts public groups to strenuously protest.

"But to follow through their line of reasoning to its logical conclusion, what about the producers of short subjects? They actually have a bigger stake in eliminating them. For they have to employ them to supplement a large number of times as many people are engaged in this type of work. Some of the oldest and largest producing studios are engaged in the production of short subjects, so essential to small country town theaters. The combination of forces can eliminate or greatly restrict the use of short subjects. As a result, the majors have stepped up their efforts to "wipe out" so that the double feature producers can "survive". Which provides the everyday run of pictures.

What happens when persistent double features? Business gradually but note the less ef- ficient circuit theater into double features? The independent opposition theater may get a reasonable number of major companies pictures under a single feature policy, but with the number of pictures required for double features, the circuit theater, they can buy and play all or practically all of the major product. This time and again has forced the smaller theater to a subsequent run lower admission policy, or out of business. Double feature may be a swell idea if you have the financial means. The reason the primary run sticks to single feature pro- grams, but there is no patent on the idea and it is a question of time until the competing theater will meet such cut-rate com- petition, then where is the smaller exhibitor? The only people who show short features are the producers of pictures, and they can sell by the yard and the theater can run with these pictures as a steady diet for years long."

"Don't think that exhibitors in territories or cities where double features are not used should not be concerned with this question. All exhibitors can use pictures and double feature programs. That's the easiest kind of a picture to make. The effect of the recent spread of the double feature in the quality of feature pictures must be apparent to exhibitors in the distant towns, not to mention the effect on the producers and the studios that sell the masters. The NRA code affords the one and only positive approach in the uncontrollable spreading evil that is destroying the lucrative business of the exhibitors.

Unless exhibitors rise up and vote their protests it will soon be too late to do anything but weep over a lost opportunity to stave off an inevitable disaster."

"The battle cry of today is for the right to exist. To this we subscribe wholeheartedly with the observation that 'HE FINDS MOST WHO SERVES BEST.'"
Independents File Reply to MPTOA on Dual Bills

CODE IS UNFINISHED AS HEARINGS ARE RESUMED

Equipment Code Rejected; New Draft Being Prepared

Tube and Sound Group Say Code Doesn't Represent Entire Industry

By WILLIAM SILBERBERG
FILM DAILY Staff Correspondent
Washington—The consent decree rendered in Wilmington against the major sound apparatus manufacturers was dropped in the middle of the equipment code hearings yesterday morning and resulted in a hurried conference of NRA officials, who then decreed for the first time since (Continued on Page 8)

CONSUMERS' BOARD OPPOSES CONTRACT

Washington—Opposition to the master contract on the grounds that it does not allow sufficient competition in the industry was voiced in the Consumers' Advisor report on the motion picture code, it was learned yesterday. The board's ad- (Continued on Page 8)

Foreclosure Bill Filed In New Loew's Ohio Setup

Cleveland—As part of the reorganiza- tion plan agreed upon by the corporation and 94 per cent of bond-holders, foreclosure action against Loew's Ohio Theaters, Inc., was filed (Continued on Page 7)

The Caps Are Ours

See Wolfred Beaton in his provocative “Spectator”:

“The film industry has gone broke trying to sell the public PHOTOGRAPHS OF THE MANUSCRIPTS of authors and playwrights who know no more about screen art and screen technique than Ebert, my Scotch terrier, knows about them.”

See Mildred Cram in the erudite “American Spectator”:

“Four months later, I saw my picture projected upon a screen in Santa Monica. NOTHING WAS LEFT OF THE ORIGINAL STORY save the name of the heroine.”

Springer Cuts Prices, Skouras Follows; RKO, Loew Intend to Maintain Scales

While most circuits and independent theater owners are either trying to increase admissions or at least hold to present scales, the Springer-Cocolis circuit, operating a group of upper Broadway houses, has made a general admission price cut which (Continued on Page 3)

Myers Protests Against Equipment Code Clauses

Washington—Protest against three articles in the equipment code, on the grounds that they serve to make price-fixing possible, was filed (Continued on Page 8)

A Check-Up

... on Results of the Critics' Forum

By DON CARLE GILLETTE

IT IS now a little more than a year since that very interesting and instructive Critics' Forum appeared in THE FILM DAILY, and a glance over what has transpired during the interim contains quite a surprise.

At the time the Forum was launched, what was expected to be just a ripple on the cinema waters developed into a veritable avalanche of incisive views, justified complaints and constructive suggestions, and improvements on the screen in the course of the year that has followed show such a striking parallel with the various recommendations of the nation's leading movie scribes that they are worth noting.

CYCLES, the outstanding complaint of the critics a year ago, are practically non-existent today.

Advertising, which 88 per cent of the scribes criticized as too exaggerated and (Continued on Page 2)

WASHINGTON BUREAU

West Coast Bureau of THE FILM DAILY

Hollywood—Immediate construction of four new stages at a total cost of about $300,000, to meet requirements of the 1933-34 Warner-First National production plans, is announced by Jack L. Warner. The stages will be built in two double units, each 304 x 130 feet.

New England Circuit Holding Convention

Boston—Convention of Mullin & Pinanski's circuit managers will be held at the Copley Plaza today and tomorrow. Speakers today are John (Continued on Page 3)

Only Part of Clauses Redrafted So Far by Rosenblatt

BY ARTHUR W. EDDY
Washington—With his tentative code uncompleted late last night, Sol A. Rosenblatt said he could not predict when he will have the draft completed. He plans to hold an exhibitor committee meeting today at the Mayflower at 4:30, however, and (Continued on Page 8)

SETUP OF THE NRA BEING REORGANIZED

Washington—Under the reorganization of NRA into four groups now nearing completion, Sol A. Rosenblatt, it is understood, will come under jurisdiction of Detroit Administra- tor Arthur D. Whiteside, but the change will not affect his posi- (Continued on Page 8)

Academy Dissolution Averted by Producers

Washington—Only powerful pro-ducers influence prevented dissolution of the Academy of M. P. Arts & Sciences at tumultuous meeting, ac- cording to telephone word received by code conferees here yesterday. Resolution to disband was proposed, but the plan petered out. Twenty-three players who resigned from the Academy are expected to form the nucleus of a new producers' organiza-

Detroit Building Boom

Detroit—Largest local theater con- struction project in several years is announced by Sam Brown, circuit oper- ator. The University, 2,000-seater, will be erected facing Detroit University, while the Belmont, seating 800, is under way on Woodward Ave. In High- land Park, a third house, the Dole, also is understood to be planned by Brown.
FINANCIAL

NEW YORK STOCK MARKET

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NEW YORK BOND MARKET

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| Loew's 61 41w | 84 83 | 84 83 |
| Paramount 61 47 cff. | 295 29 | 295 29 |
| Patho. 51/50 cff. | 30 30 | 30 30 |
| Patho 7137 | 75 75 | 75 75 |
| Warner's 5659 | 415 41 | 415 41 |

THE INDUSTRY'S DATE BOOK

THE DAILY

Today: Resumption of film code hearing, Washington, D. C.
Oct. 3, 38: Screen of Motion Picture Engineers fall meeting, Edgewater Beach Hotel, Chicago.
Dec. 31: Motion picture Saloons' twelfth annual New Year's Dinner-Dance, Hotel Plaza, New York.

A. Albert Named Ad Chief For Seven Col. Houses

Weldon Pictures Opens 2 More Branch Offices

Opening of two more division offices by Weldon Pictures, distributors of "Damaged Lives," is announced by H. Wayne Pierson, general sales manager. Frank W." Jack K. W. "Jack" K. W., has been appointed division manager of the Atlanta territory and F. G. Wallace in Dallas. Charles E. Mende is in charge of the Chicago territory. Other key points changes are being opened as rapidly as possible, and coverage for the entire country is expected to be completed within the next three weeks.

C. Lang Cobb on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—C. Lang Cobb, recently elected president of Hollywood Sales Promotion Corp, is here from New York on organization business and will make his headquarters at the Roosevelt for the next few weeks.

Hepburn, Barrymore Star Alone

West Coast Bureau of THE FILM DAILY

Hollywood—Instead of co-starring with Katharine Hepburn and John Barrymore in "Break of Hearts," RKO has postponed this picture and will star Myrna Loy and Clark Gable, who are to be the stars of the picture, which John Cromwell will direct, and Barrymore in "Long Lost Father," directed by Ernst B. Schoedsack.

Wednesday, Oct. 4, 1933

COMING AND GOING

SYDNEY SAMUELSON left for Washington last night.

HAROLD B. FRANKLIN and JOHN KRIMSKY will go to Washington today by airplane.

HARRY BRANDT leaves for Washington today.

B. P. SCHULBERG, recently back from Europe, leaves Saturday to resumee to his assignment in theDatos of Paramount, his next picture being "Reunion."

DIANA WYNNIARD leaves New York today for the coast to start work at M-G-M in the "Paradise Camp."

JACK JOSEPHY of Mannequin's Cleveland exchange arrived in New York this week for conferences of the office home.

ARTHUR W. STERBINS leaves today for the coast.

JACK PEARL, who recently finished "Meet the Baron" for M-G-M, is due back in New York tomorrow from the coast and will resume radio work.

WILLIAM MORRIS, Jr., is back in New York after almost a month in Hollywood.

ARNOLD PRESSBURG and DR. F. EICHERG, German film producers, sail from New York tonight for the Bremen.

CARLOS DEEGS, manager of the Conquest Alliance for E. Alsom Ailes, is in New York to discuss radio campaigns for the Argentine.

MORT BLUMENSTOCK, Warner Theatres advertising executive, left for New Haven yesterday to set up the campaign for "Footlight Parade" in that territory. He will fly to Pittsburgh tonight, Washington on Friday and Philadelphia on Saturday.

W. RAY JOHNSTON and EDDIE GOLDEN left yesterday afternoon for Washington.

HOLLYWOOD PLAZA

MOST CONVENIENT

Hotel in Hollywood

$2.50 up, single
$3.00 up, double
Society rates—ask your sales representative

The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure.

Every room has private dressing room, bath and shower. Beds "built for rest." The modern convenience. Fine foods at reasonable prices. Convenient parking for your car.


THE "Doorway of Hospitality"

Winchell Building Bivd., Hollywood
SPRINGER CUTS PRICES; RKO, LOEW UNCHANGED

(Continued from Page 1) will average about 10 cents. In order to meet this competition, Colossus has instituted similar reductions in three upper Broadway houses. Other circuits and individual exhibitors are holding to the present scale.

Lee Ochs stated yesterday that the competitive reductions would not change his present admission charges. Ochs operates the Midtown, a new modernistic theater at 122nd St.

The independently operated Edion, formerly a Springer-Colosal house known as the Essex, has raised prices 5 cents despite the cuts by other houses and the fact that it plays subsequent runs.

RKO, with several theaters playing in competition to the Springer group, will not raise prices, Harold J. Franklin stated to FILM DAILY yesterday. "We've never been in price war and never will be," said Franklin. "A reduction in admission prices at this time is devastating for all who attempt it. There will unquestionably be 30 to 45 per cent inflation in the price of all commodities by Dec. 15 and movies will be included. To hear our statement let me say that in the last 20 years we have increased prices in RKO houses 50 cents.

C. C. Moskowitz of Loew's could not reach last night, but it is understood that Loew will adhere to present scales.

When questioned last night regarding his reasons for the cut in admissions, Jack Springer said "it is because of a definite change in the neighborhood. The people who live in the vicinity of the theater do not pay the old prices." Despite much higher prices than those charged by the Springer group, K.O.'s 81st St., and Loew's 83rd St. theaters played to SRO business over the weekend.

Denver Union Jam Settled

Denver—Differences between the unions and 11 theaters, including the Palace controlled by Harry Huffmann and 3 belonging to the Civic theaters, owned by Joe Dekker and Ray Archer, have been ironed out and all are operating with union slip again.

Ben Pitts on City Council

Fredericksville, Va.—Benjamin T. Pitts, circuit operator, has been elected a member of the city council.

Educational Signs Truex

Ernest Truex, stage and screen star, has been signed by Educational for the first of the two 11 Star Comedy Specials to be made in the East under direction of Al Christie. Additional names are now being lined up for the series.

JOY AND glee and gaiety will pervade the Fox studio next Spring at which time Joe Cook will start his first monomaniacs for the talkies and the film biz can stand his contributions of clever nonsense and so can the cash customers when interviewed backstage at the Winter Garden where his show, "Hold Your Horses," is slaying the town, Joe said anent his Fox hookup. "It's really the silliest thing I ever heard of—my uncle in Evansville would be furious about it—if I had an uncle in Evansville. I saw a movie for the first time yesterday and I can't understand how it's done. It must take years to pose for all those little pictures! And I will be making my first picture for Fox—don't miss it if you can!" as for us, we will look forward to Spring because it will bring Joe Cook's first picture.

AND THIS Irene Dunne person can do other things well besides starring in Radio pix playing at the annual mixed Scotch golf fouromes of the Siwanoy Country Club Miss Dunne and her partner, Charles G. Wright, defeated Dr. Francis Griffin (her hubby) and Mrs. Wright by a score of 74 winning the tournament at the same time which only proves that married couples can sometimes do better work when they switch haven't you found it so? or just so-so?

A SPECIAL showing of United Artists' "Private Life of Henry VIII" tonite at the Boston Keith will be attended by Admiral Byrd and his crew. Charlie Goetz's first effort in synchronizing the old Harold Lloyd feature comedies, "Safety First," got a great reaction when sprung for one surprise showing on the bill at the Globe last Friday the audience went for it in a Big Way Chris Beute had a swell job with the musical background, and the effects were top-notch.

WHEN HE finishes his Texas tour in December, Duke Ellington will go to the coast to make a pix for Paramount. his latest Paramount short, "A Bundle of Blues," has just been released. When Nat Brusiloff had the Forty Fathom hour on the air, his sponsor photographed the band in ollskins when he plugged a reducing machine in gym suits now Nat is panicked because a cellophane manufacturer wants to audition the band and photograph 'em That Way!

THIS GENT' by name of Karl Krug who is handling feature stories in Hal Horne's publicity and advertising dept at United Artists is in the short time he has been on the job he has cracked some cracking Sunday features with the New York and key city papers the lad knows his stuff a real newspaper man from the "Pittsburgh Press" where he ran a grand kolyum as movie and dramatic crit.

TO PREPARE for the opening of "Footlight Parade" the Strand will be closed at 4 p.m. today so that the front and lobby can be splashed by Charlie Einfeld is giving the matter his personal attention one of the current Strand pix, "I Loved A Woman," will be moved up to the Hollywood to complete its run. Al Sherman of the Morning Telegraph wants the world to know that he is back from vaca in Bermuda we didn't even know the mug had been away Arthur Dickinson of the Hays association has won the Rye Country Club golf championship, having carried off the honors Saturday in the 30th annual match play. Grid Sears of Walnut First National was chairman of the tournament committee.

NEW U. A. PROGRAM IS HALFWAY LAUNCHED

United Artists producers are now engaged in active work on approximately 50 per cent of the 1933-34 program, with seven productions completed, four in the works and eight ready for the stages. Of the completed productions, three are 20th Century films, namely "The Bowery," "Broadway Through A Keyhole," and "Blood Money." Other completed pictures are Samuel Goldwyn's "The Masquerader," the Krimsky-Cochran "Emperor Jones," "Bitter Sweet" and "The Private Life of Henry VIII." In work at the Goldwyn studios are "Roman Scandals" and "Nana." Twentieth Century now has "Trouble Shooter" in work. Reliance is showing "Joe Palooka," a novel of Cox. Stanley Waite, Bill Erb, Robert Gillham, Edward Ruff, of Paramount will speak tomorrow along with others.

New House for Montgomery

Montgomery, Ala.—Contracts will be let in a few days for remodeling of the building at 117 Dexter Ave, into a theater, known as the Dexter, to be operated by Alabama Amusements, according to Ike Katz, manager of the Tivoli.

"Sigma Chi" Dual Premiere

Monograms' "Sweetheart of Sigma Chi" had its simultaneous premiere Saturday at the Fox, San Francisco, and the Los Angeles in Los Angeles. A New York showing will take place shortly.

THE FILM DAILY

Wednesday, Oct. 4, 1933

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following leaders of the industry, who are celebrating their birthdays:

Marcel Silver
Buster Keaton
Carroll Nye
F. Zedman
Dal Clawson

Oct. 4
"AT YOUR SERVICE!"

CAMPAIGN BOOK for M-G-M SHOWMEN

AN M-G-M CONTRACT IS THE GREATEST ASSET OF ANY THEATRE!

Therefore TELL YOUR PUBLIC YOU'VE GOT M-G-M

DON'T KEEP IT A SECRET! It's worth a lot of money to you to have your patrons know about your M-G-M tie-up! Many exhibitors have asked us to prepare special advertising to enable them to announce this fact in a big way. Hence we have prepared this complete campaign of ADVERTISING, EXPLOITATION, and PUBLICITY which is now available to all M-G-M showmen. The advertisements and publicity can be used as is, or offered to you in mat form without cost—a part of M-G-M service. To ordering mats please use number—order direct from your M-G-M Exchange.

(Note! All the mats in this campaign book are FREE!)

AT YOUR M-G-M EXCHANGE! Eight page press book showing how to tell the public that your theatre is the leading show shop in your town. The Major theatre is the one using the Major product. Tell the folks!
A few of the ads that tell your public the good news!

JOIN the CELEBRATION of the greatest screen entertainment of years

on the screen of the STATE THEATRE

What a celebration! We have just signed a contract which will bring to you all the great stars of Metro-Goldwyn-Mayer at this theatre during the coming season! M-G-M's Tenth Anniversary is a year of greater, happier hits than ever before. We are proud to have been able to insure you the utmost in entertainment!

on the screen of the STATE THEATRE

WE HAVE THE LION ON THE DOTTED LINE!

TSLEO the new style of M-G-M. We have signed him on the dotted line to present the world's finest motion pictures on the screen of our theatre during the coming season! Are we elated? And will you be happy as his great stars of filmdom are brought to you in their happiest hits?

The World's Greatest Stars Are M-G-M

NORMA SHEARER
CLARK GABLE
GRETA GARBO
WALLACE BEERY
JOHN BARRYMORE
MARION DAVIES
ROBERT MONTGOMERY
MARIE DRESSLER
JOHN BARRYMORE
JEAN HARRLOW
LEONARD HARDY

Stars in Short Features, too!

HAL ROACH DE LUXE COMEDIES
Laurel-Hardy, Charlie Chase, Thelma Todd, Patsy Kelly, Roach All Stars, Our Gang, Roach Musical Comedies

M-G-M "CRIME DOESN'T PAY" SERIES

M-G-M MUSICAL REVMES

See the World's Finest Entertainment First and Regularly at The Theatre of The Stars

STATE

AD NO. 8
135 lines—single column

LISTEN TO HIM ROAR

STAND by the new lion of M-G-M. Norma Shearer, Greta Garbo and all the other great stars of the Metro-Goldwyn-Mayer family are back again. Never such a group of stars at a single studio before! They are busily engaged in making the happiest hits of all entertainment history to celebrate the 10th Anniversary of this leading motion picture company. Watch for these STARS in the great successes that are on the way!

★NORMA SHEARER
★GRETA GARBO
★CLARK GABLE
★JEAN HARLOW
★JOHN BARRYMORE
★JOAN CRAWFORD
★WALLACE BEERY
★MARIE DRESSLER
★LIONEL BARRYMORE
★HELEN HAYES
★RAMON NOVARRO
★ROBT. MONTGOMERY
★MARION DAVIES
★ED WYNN
★LEE TRACY
★LAUREL & HARDY
★JACK PEARL
★JIMMY DURANTE

The home of the world's finest entertainment

STATE THEATRE
Van Beuren Sales Up 50%

Sales on all Van Beuren short subjects show a 50 per cent increase over last year, Amzie J. Van Beuren stated to FIlM Daily yesterday.

"So far, with only 26 cartoon releases, we have done fifty per cent better this year than with 39卡通 releases last year," Van Beuren said. "The same applies to the Vagabond Adventure series and the Charlie Chaplin reissues."

Start New Vitaphone Shorts

Ben Blue has started his second "Itchy and Scratchy" comedy at the Vitaphone studios. Loretta Sayers, Billy Haligan, Dan Coleman are in the supporting cast, with Ralph Staub directing. Jack Henley and Glen Lamon directed the script. The "Easy Aces" also have started their second for Vitaphone, with a supporting cast that includes Charles Williams, Curtis Karpe and Eddie Bruce.

Canton House Raises Scale

Canton, O.-Top price at the McKinley, neighborhood grind operated by Young & Nolan, has been raised from a dime to 15 cents.

The Lyceum is reopening this month with vaudevillians and films. Loretta Sayers, Billy Haligan and Dan Coleman are in the supporting cast, with Ralph Staub directing. Jack Henley and Glen Lamon directed the script. The "Easy Aces" also have started their second for Vitaphone, with a supporting cast that includes Charles Williams, Curtis Karpe and Eddie Bruce.

Vanude in 2 Akrons House

Akon—With addition of vaudevillian Ruth Curtis, there will be two vaude houses for the first time in three years. Other is the Palace.

THE AVENGER

with Ralph Forbes and Adrienne Ames

Monogram

GOOD MURDER DRAMA CARRYING WELL-SUSTAINED SUSPENSE AND AN EXCELLENT CAST.

Drastic suspense, mystery, action and romance, together with a list of players that do credit to any cast, combine to make this a delight to all entertainment for the popular trade. Story revolves around Ralph Forbes, a prosecutor who is railroaded to prison by gangster, Arthur Vinton, who primarily wants Ralph's girl, Adrienne Ames. When one of Vinton's aides threatens to tell, he too is sent up the river, where he becomes pal with and, on being fatally shot while trying to escape, confesses the frameup of the attorney. Obtaining his release, Ralph sets out to get the gang, and one by one they disappear until only Vinton is left. Driven insane by fear, he takes the only route of escape that point acquisitively at Adrienne. All is cleared up at the finish, and the crooks supposed to have been behind bars. Possibly out will be merely persons who will be dealt with in the regular channels of justice.


Direction, Good. Photography, Good.

Warner South-West Deals

95% Closed Within Week

Despite a late selling start, approximatly 50% of the 1933-34 product deals in the south and west will be closed within the week, it was stated yesterday by Grad Sears, sales executive.

More "Itchy Scratchy" Deals

Joe Goldberg, general sales manager of Educational Pictures, has closed with Canadian Educational Films for distribution in Canada of, "Itchy Scratchy," three-reeler produced by Walter Putter. Contract was also entered into with Ben Judell for distribution of the subject in Chicago, Milwaukee, Indianapolis and St. Louis. Territories previously reported sold include New York, New England, Philadelphia, Washington, Pittsburgh, Cincinnati, and the Southwest.

N. Edward Beck to Fort Worth

廖, Tex.—N. Edward Beck, formerly connected with the Fox theater, Atlanta, has been appointed manager of the Hollywood, succeeding Charles Gould, transferred to the Palace.

Charles Previn at Paramount

Charles Previn has been engaged to direct the New York Paramount Theater Orchestra, starting Friday.

Benjamin David Moves

Benjamin David, Inc., agent, has moved to the RCA Building.
INDEP'TS ANSWER
MPTOA ON DUALS

(Continued from Page 1)

speaking for the independents, has written a letter to President Roosevelt, Administrator Hugh S. Johnson and Deputy Administrator Sol A. Rosenblatt, denying the charges of "cut-throat competition" as well as the allegation that "a well-financed campaign is being conducted to use the code to duels in all its lurid, puritanical situations." Golden, who arrived from New York last night with President W. Jay Johnson of Monogram in tow, wrote:

Some of the "responsible exhibitors" who are striving to run double features are KRO, Paramount Public, Loew and thousands of independent exhibitors in the United States, according to the November 20, 1932, issue of the "Rhinelander-Wisconsin Daily News" of Sept. 9, 1932. Mr. Johnson makes the point that a State Theater a double feature bill, and asks if it is a main theater to Rhinelander and that the double feature goes to the smaller of the two, perhaps the "cut-throat competition" is in other towns.

You further state, that it is time that the exhibitors quit being kids by a hand full of people who are running double features through the N.R.A." My dear fellow, I say it is time that the exhibitors asked their usual double feature, nor are we coerced to go into a market of Adrian. I say that even such as you, have not had the opportunity to see what we are doing fit. What is all this misleading about that? You say, "In that locality where double features are played they are asked to go into double features." I call your attention to the City of New York, where the following theaters play double features. Capitol, Music Hall, Roxy, Mayfair, Strand, Rivoli, Rialto and Loew's, whereas over 100 theaters in Greater New York are playing double features and they did not in the time of their policy, running double features at the beginning of the week and singles at the end of the week. When you call exhibitors "wild and irresponsible," you are saying that because they are running double features, you are most unkind to a great many among us. You do not speak the truth of it to run double features, and surely, Mr. Mayor, if this is true, you have been running double features for years, and surely, this product has not been hurt by being added of double features. Is not the public the final judge, whether they want double or single features? If you, as an exhibitor, tried to escape the wrath of your public and if you found your public finding your pictures changing for them, or would any exhibitor run them... and if the exhibitor saw fit to run double features and publish the truth of it, you then state that it was "cut-throat competition." You ask, "Why is there any such vicious opposition to leaving it to local exhibitors for a vote?" I do not believe any man is better able to answer that question than your own. Knowing what a strong part politics is in running a show, much man change his vote, and surely, whatever the outcome, if you believe a night's entertainment might jump the way of the strong. I would interest you to know that a major company spent a million dollars in New York alone to kill the picture in one city, all in a character of a market for good pictures. Did you tell me, my good sir, if you were making a double feature in New York, that the interest is up in a vote in certain localities? Do you believe it is of any importance to large house pictures and then try to tell them, depending upon that fact? You are in a position to introduce your own people, and if you intend to do with those people who are interested, who believe that their business depends upon running it as they see fit to do sometimes run double features?

When you refer to an independent, I mean a man who is independent, just who are you. Would you like to take the word of the men who make up about 20 other producers-who believe in the advantages of running a double or single feature. The playing of a single or double feature is an industry problem, not a political problem.

And, if you would, when you are prepared to state these facts, what should be the statement of these companies, are you not touching on territories that you know very little about? Don't you think that those of us who are distributors of independent pictures are better judges of what is going on between us and between our representatives and between the independent exhibitors, than you are? We stand in the court of equity with clean hands—and until such time as you have such a court, no such inquiry should be made.

Milwaukee—A. J. Cooper, former Youngstown exhibitor, now operates the Riverside here.

Cleveland—Charles Burton is making extensive alterations at the Lincoln preparatory to opening.

Cleveland—Bill Brooks, Paramount's general manager here, said the marquee early in September, it is just completed.

Cleveland—E. C. Flanigan and associates have leased the Roxy from Loew's-Greenwich Circuit. They will present burlesque.

Fremont, O. — Sidney Glazstone has reopened the Fremont.

Youngstown—Christy Deibel, former owner of the Liberty, has just returned from England.

Foreclosure Bill Filed

In New Loew's Ohio Setup

(Continued from Page 1)

yesterday the Cleveland Trust Co., asking judgment of $1,300,000. Petition states the corporation is in default for failure to deposit bond interest due Dec. 1, 1932, and June 1, 1933, and for failure to return $40,000 in principal amount of bonds on these days. Property named in the foreclosure includes the Metropolitan, Ohio, State, Stillman, Cameo, Mall and Liberty theaters and all other properties held by the organization, theaters will be retained under the plan as herefore.

Foreign Paras. Winners Arrive

Eight foreign winners of Paramount's "Search for Beauty" contest arrive in New York tomorrow on the Manhattan en route to Hollywood. They include Nita Harvey and Sidney Towlson, England; Loyita Walker and George H. A. Allport, Ireland; Gwennlian Hill and Robert Sinclair Scott, Scotland; Luclilde de Tocqueville and Titus Bulby, British India.

Complete War Feature

Mayflower Pictures has completed production of "Drums of Doom," war feature compiled at the Standard Sound Studios under the direction of George W. Fabel. Negotiations for a national release are now under way with Ayriggs, general sales manager representing Mayflower. Mayers is also arranging a world premiere of the film at a Broadway house.

RKO Circuit Buys Terry-Toon

RKO Circuit has contracted for the Educational-Paul Terry-Toon, "The Banker's Daughter," to play the maximum number of days in the metropolitan territory starting Oct. 7.

Deluge" at Rialto Friday

RKO's "Deluge," with Peggy Shannon, Louis Wilson, Sidney Blackmer and Mary Moore, opens Friday at the Rialto.

Circuit Book "Samarang"

United Artists has sold "Samarang" to 21 Publix houses in the southeast and 40 Sparks houses in Florida.

ZONE MGRS. TO N.Y. FOR 'FOOTLIGHT' DEBUT

Joseph Bernhard, general manager of Warner theaters, has ordered all the district managers of Denver to come to New York for tonight's premiere of "Footlight Parade" at the Strand. It is said that this was the only way to give the men a real idea of the picture.

Though requests for pre-release showings of the musical are pouring in from all quarters, the print of the reverse Searle, Smith, the only other dates set are for the Roger Sherman, New Haven, Oct. 12; the Stanley, Pittsfield, Oct. 13; the Star, Utica, Oct. 19, and Warner, Youngstown, Oct. 20. General release is Oct. 21.

STATEMENT OF THE OWNERSHIP, MANAGEMENT AND CIRCULATION REQUIRED BY THE ACT OF MARCH 3, 1933

OF "THE FILM DAILY," published daily at New York, N. Y., for October 1, 1932:

1. The names and addresses of the owners:
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2. The known bondholders, mortgagees and other security holders of the stock or other interest, holding one per cent or more of the total amount of bonds, mortgages, or other securities are: None.

3. That the known bondholders, mortgagees and other security holders of the stock or other interest, holding one per cent or more of the total amount of bonds, mortgages, or other securities are: None.

4. That the two paragraphs above next above, giving the names of the owners, stockholders, security holders, if any, contain not the list of stockholders and security holders as they appear upon the books of the corporation, but also a list of stockholders and security holders who do not appear upon the books of the corporation as trustee or in any other fiduciary relation, the names of the persons or corporations for whom such trustee is acting, is, also, that the two paragraphs contain the true and correct list, as known to the corporation, of all stockholders and security holders who do not appear in the corporation's books of the corporation as trustee or in any other fiduciary relation, the names of the persons or corporations for whom such trustee is acting, is the above list as known to the corporation.

5. That the average number of copies of each edition of the paper, sold at retail for one year ending Oct. 1, 1932, is 6,000. The paper is distributed, through the mails or otherwise, to all parts of the United States and to Canada. The average number of copies distributed, beyond the limits of the United States, for the months preceding the date shown above is 4,541.

D. M. CURTIS, Managing Editor.

Sewell to and subscribed for by me this 1st day of October, 1932.

(Seal) Louis A. Hesse
Coast Indies Say Ban on Duals Would Cut Output 70%

**CODE IS UNFINISHED AS HEARINGS RESUME**

(Continued from Page 1) will present whatever clauses he has redrafted.

What clauses he has completed, Rosenblatt declined to indicate. No other meetings are planned for today so far. Asked if he expects completion of the code at the meetings reconvening today, the deputy administrator said he “hopes they stay.” No deadline for completion has been fixed, he indicated.

Producers with whom Rosenblatt met yesterday afternoon at the Mayflower have finished redrafting clause 9 dealing with agents, but his next proposed article 10, which covers premature offers to talent.

Number of persons to comprise the Code Authority has not been definitely determined, Rosenblatt. All branches of industry are working with him on this provision, he said.

**Consumers’ Board Opposes Contract**

(Continued from Page 1) med that producers had not be kept pictures from other own houses. What effect Sales or have on the ultimate code subjects still be learned last night. The over last yrs’ Advisor did not oppose stated asking as long as a proper "So far, ion figure was inserted, be leases, that revision of the master better thit and elimination from the releases would solve the right-to-buy. "

**Reserve Equit. Code; Preparing New One**

(Continued from Page 1) the operation of the NRA that the code did not represent the industry and that a new code would be drawn to prevent public hearings on it scheduled at a later date. The suspension was caused by the statements of the last witness, Robert Robins, who claimed his group of tube and sound manufacturers had never been consulted on the code and that its provisions were oppressive to small enterprises and monopolistic in character and would result in a violation of court decrees regarding the licensing and sale of sound equipment. He claimed that his operators were not represented here and that, as a result of operation of the proposed code, his business would be destroyed. Decision was made to hold conferences here with Robins in attendance and begin rewriting a new code as soon as possible. NRA claimed that only 58 per cent of the industry was represented in the code.

Fred Dempsey of the I. A. T. S. E. and Charles L. Reed of the I. B. E. W. opposed the labor clauses, asking that the code read that minimum scale would be present prevailing minimum instead of $15 weekly as now proposed. Importers of carbons opposed the price schedule provisions claiming it unfair to them. K. Damron, assistant to Arthur Whitehead, presided at the hearings.

**Myers Protests Against Equipment Code Clauses**

(Continued from Page 1) by Abram F. Myers, Allied chairman and general counsel, with Administr-ator Hugh S. Johnson. Before the hearing, this code got underway last year. Paragraphs 1, 3 and 6-F were the ones to which the hour took exception. Myers would ban price-cutting, and the other deals with allowances on trade-in equipment.

**Joe Brandt’s NRA Post Runs Till Code is Signed**

Washington—Association of Joe Brandt with the film industry code as special advisor will terminate upon completion of the draft, S. A. Rosenblatt said last night. Brandt will report to him concerning code proposals.

**Trans-Lux Bids for “3 Pigs” Outright**

Trans-Lux, which is playing the Skyline avenue “Three Little Pigs,” for a sixth week at its Broadway house, has made United Artists a bid for outright purchase of this colored cartoon containing the “Who’s Afraid of the Big Bad Wolf” ditzy. Intention presumably is to repeat the success which it broke the Trans-Lux record and on the Sunday of the fifth week it recorded the biggest day in the history of the house.

**EXHIBITION TO FEEL CODE EFFECTS MOST**

Washington—Compared with the production and distribution phases of the film industry, exhibition will be the division most affected by the new code. More than 80 per cent of all film business employees are engaged in this field, according to words put forth at yesterday’s hearing. Eighty-five per cent of persons occupied with exhibition duties are not union or skilled workers and will be particularly reached by the code, it is estimated.

In view of the fact that the code is bound to substantially increase the burden of the small operators, exhibition leaders are confident that the NRA will provide them with various forms of relief in order to enable these small houses to continue to operate at a profit.

**Set up of the NRA Being Reorganized**

(Continued from Page 1) nation in dealing with film or other codes. Whiteside is handling retail. In an interview yesterday evening, Rosenblatt stated last night that the general NRA reorganization plan will not interfere with his func- tions as far as he knows. To what extent Whiteside’s jurisdiction reaches was not known last night.

**About 100 Attending New Code Hearings**


**Trans-Lux Bids for “3 Pigs” Outright**

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**29 Producers Join in Plea for Retention of Twin Bills**

Washington—Alarmed by the double feature situation developed in connection with code proposals, 29 independent film producers yesterday wired Jacob Schechter, counsel of the Federation of the M. P. Indus- try, that any restriction on policy will result in at least a 70 per cent cut in the annual amount of inde- pendent product.

"Every member of the Independents is doing its share. We are conscientiously adjusting methods of production to take care of the increased cost which will be necessi-

ated by the NRA code, with great willingness to cooperate even though our budgets will be materially affect-

ed. It has sold equipment to the Flora Thea-

ter a "vast amount of unemployment that the elimination of double bills will create," and adds "while inde- pendent producers do not have any great sum of money to expend on production, they nevertheless pay all laborers and technical workers on all classes a sum equivalent to and in most instances greater than that charged by producing companies."

Names attached to the wire are Monogram, George Batcheller, Maury Cohen, Majestic, Mascot, Trem Carr, Nat Levine, Harry Dar- mour, Phil Goldstone, Allied, May- fair, M. H. Hoffman, Goldsmith Pro- ductions, Romance Pictures, Burton King, Willis Kent, General Film Corps, Eagle Productions, Al Herman, Charles Hutchinson, Sunset Pictures, Premier Attractions, Tom Studio Produc- tions, Fanchon Royer, Cliff Brough- ton, Richard Talmadge, Sig Neufeld, Ralph Like.

Other letter last night replied to Ed Kuykendall’s attack on doubles. Agreeing with Kuykendall’s statement that the “war of today is the right to exist,” the attorney declared that such applies to the independent producers’ situation, as it is the right of individual exhibitors to ex- hibit double features. Schechter re- iterated his statement that it is not enough for the code to omit refer- ence to independent producers, but it must go further and prohibit restrictions.

**Closes Equipment Deals**

Sigmund Sulin, sales manager of Cleveland Sound Engineering Co., has sold equipment to the Flora Thea- ter, Brooklyn, and the Fort Lee Theater, Fort Lee, N. J.

**Castle Launches Ad Drive**

Castle Films, which produces, directs and exhibits business films for leading companies in the U. S., has appointed N. W. Ayer & Son, Inc., to handle its advertising. Consumer and trade papers will be used in a drive to promote Castle’s offices in New York and San Francisco.
Exhibition Contracts to Contain Story Synopses
Independents in Revolt Against Code Draft
Rosenblatt Passes Up Right-to-Buy and Dual Clauses

Block Booking and Score Charges Also Among Omitted Items

CODE DRAFT ON PAGE 4
Draft of the code as drawn up by Sol A. Rosenblatt will be found starting on page 4.

Washington—Provisions directly relating to three major controversial issues, right-to-buy, duals, score charges and block booking are omitted from Rosenblatt’s tentative code. Section 1 of Paragraph 2 of the exhibitors’ exhibition section, however, is believed to cover duals as (Continued on Page 12)

WANT ERPI INCLUDED IN EQUIPMENT CODE

That Electrical Research Products, as well as all other equipment manufacturers and dealers, be included under the NRA code for the equipment industry is one of the chief demands of the sound and tube group, headed by Robert Robins, executive secretary of the American Society for the Protection of the Mo— (Continued on Page 12)

Star Salaries Untouched In Rosenblatt Code Draft
Washington—Fears of the Academy of M. P. Arts & Sciences that the code would seek to control star salaries did not materialize. No provision relates to this situation.

Detroit Women as Censors
Detroit—A new committee of 130 is being organized by the Detroit Federation of Women’s Clubs to visit theaters starting Oct. 12, and recommend “good pictures.” On pictures considered “bad,” the intention apparently is to ignore them. The action will constitute a form of local censorship, the women also having written Washington urging an adequate clause to this effect in the film code.

Jack Cohn Urges End of Blue Laws
As Impetus to NRA Recovery Plan

Suspension of all blue laws, as a means of inducing more consumption, creating additional employment and generally pep-ping up the NRA program for national recovery, was urged by Jack Cohn, vice-president of Columbia, in a statement before the Washington attending the resumed code hearing. Op-eration of theaters on Sundays every-where would have a far-reaching effect in adding to general business activity, Cohn said, in addition to the additional tax revenue that would go to the Government. Declaring that the present emergency calls for (Continued on Page 12)

Expect Territorial Handling of Dual Bill Issue

Attorney General Gets Labor Violence Protest
Washington — An exhibitor protest has been filed with the Attorney General in connection with acts of violence committed during labor troubles, but his office will not disclose identity of the theater men.

Code Calls for Story Synopses In Contracts With Exhibitors

Open Shop for Industry Is Included in the Code
Washington—An open-shop policy for the industry is provided in the general code provisions, which allow employees to organize and bar-gain collectively.

Indies Dissatisfied With Rosenblatt Clauses Plan Mass Meetings

By ARTHUR W. EDDY
Washington—Independent exhibitors, producer and distributor con-ferees were in open revolt against the tentative code last night. Al-though the general policy was to refrain from official comment, lead-ers of these three groups unofficially were bitter in denunciation of vari-

(Continued on Page 12)

AUTHORITY SETUP LEFT UNTIL LATER

Washington—Composition of the Code Authority as regards numbers and personnel is left by the tentative code for future determination. The Rosenblatt draft, however, pro-vides when any question directly or indirectly affecting any class of em-ployees is to be considered by the

(Continued on Page 12)

National IATSE Scales Specified in Code Draft
Washington—Establishment of I. A.T.S.E. local wage scales for oper-ators, stagehands and other em-ployees nationally, is a drastic fea-ture of the Sol A. Rosenblatt draft, which last night aroused intensive attacks from independent exhibitors. They envisioned the plan as an in— (Continued on Page 12)

Records Tumble
All Rivoli records for three years, in both attendance and receipts, were broken yesterday by the premiere of “The Bowery,” first 20th Century pro-duction. By 11:30 A.M. the box-office had to stop selling seats, and mobs surged around the house all day. Warner’s “Fright Parade,” playing last night at the Strand, set another record with a long line of patrons as early as 6 P. M. and by opening time it was impossible to get near the house.
THE BOWERY

That energetic new combination of Joseph M. Schenck and Darryl F. Zanuck, 20th Century Pictures, makes a most auspicious debut with this colorful yarn of the rowdy nineties. It's an up-front affair. Take the best last trick comedy you ever saw, multiply it by 8, add some touches of soft sentiment under rough exteriors, sprinkle it with a bit of daring, then visualize it all against an old-time Bowery background. It's that is always in action, and you have a fairly good idea of what it's like. Director Raoul Walsh made it a Quiet-stuff-and-fluff affair between Chuck Connors and Steve Brodie, and it is only necessary to remind you that Walsh is a past master at this sort of thing. The story is based on the Michael L. Simmons-Bestie R. Solomon novel, with Howard Estabrook and Frank R. Cushman doing the screen play, and it's a gift for all the cinemaites who helped. Wallace Beery is immense as Chuck. George Raft scores equally as Steve. Fay Wray is the feminine interest, during which Joseph Cotten is Wally's girl, and Gertrude Lawrence is in it as a shrewdly directed Miss Charlotte. Also among the players who stand out is Pert Kelton. On entertainment value or any other way you look at it, this looks in the big...

GILLETTE

**FINANCIAL**

**NEW YORK STOCK MARKET**

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<th>High</th>
<th>Low</th>
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<td>East. Kodak</td>
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<td>1%</td>
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<tr>
<td>Loew's, Inc.</td>
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<td>RKO</td>
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<td>Warner Bros.</td>
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**NEW YORK CUMB PICTS.**

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**NEW YORK BOND MARKET**

| Gen. Th. Eq. | 3%  | 3%  | 1%  |
| Gen. Eq. 4%40 | 5%  | 5%  | 5%  |
| Gen. Eq. 4%45 | 3%  | 3%  | 3%  |
| Keith A-O 6%60 | 44% | 44% | 4%  |
| Paramount 6%47 | 33% | 33% | 3%  |
| Par/5% | 31% | 31% | 31% |
| Par/5%61 cths. | 31% | 31% | 31% |
| Par/5%60 cths. | 30% | 30% | 30% |
| N. Y. PRODUCE EXCHANGE SECURITIES | 1%  | 1%  | 1%  |

**Another for John Danz**

Seattle—John Danz has added the Roosevelt to his circuit.

**HUMOR FOR SALE**

Excellent collections of gags, old, humorous, scarce books of humor, which I will sell for cash. Excellent for any man. Collection of 25 years. Addams Fitzer, 251 Wcotts Lane, Jersey City, N. J.

**THEATRE OWNERS ATTENTION!**

We have in stock over 50,000 yards CRESTWOOD & PREMIER CARPET Largest variety of THEATRE PATTERNS ever assembled

Greater N. Y. Export House, Inc.
250 West 49th Street, New York.
Lackawanna 1-2430
The maize Our Specialty

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**TAY GARNETT** and his mother leave for the coast tonight.

FRED ASTAIR embraced the Bercengia last night for the last time...

MRS. FRANK BORZAGE is in New York from Hollywood.

BUSBY BERKELEY leaves today for the coast.

ANDY SMITH and S. CHALRE ENSER left for Boston last night to attend a meeting of all Public Theatre managers in New England. BILL DALTON, organist of the Grand, Columbus, Ohio, has arrived in New York to confer with Warners on a special musical presenta-

**Mich, Allied Opposes**

**Ban on Co-operatives**

Washington—Taking exception to the action last Friday of the Detroit independent exhibitor group, the board of directors of Allied Theaters of Michigan yesterday wired Sol A. Rosenblatt that it opposes any ban on buying cooperatives. Representing 160 houses, the board went on record as favoring the right to buy. It registered its willingness to approve a ban on co-operatives provided the code covers circuits to discontinue operating, thus putting independent houses on an equal competitive buying basis with producer-owned circuits.

The statement, made in a wire sent to Rosenblatt and signed by Charles Kohner, represents opinion of 35 Detroit theaters who, it is claimed, held a conference session after a regularly called exhibitor meeting in Detroit on Friday. The board endorses the right-to-buy clause as drafted by Abram G. Myers, H. M. Richey, Nathan Ya
mis and J. C. Ritter for Allied States Assn.

Kahn Made Manager:

Columbus—Horton Kahn, manager Columbus Specialty of Motion Picture news, has been made city manager for RKO here.

Fischer Gets Another House:

Cleveland—Meyer Fischer, president of Fischer Film Exchanges, has acquired the State, Hamilton. He also has the Mall here.

**THE PRINTERS’ CODE**

Still Awaits Hearing

Washington—As yet no date has been set for the public hearing on the motion picture theater printers’ code, handling of which has been assigned to Deputy Lindsay Rogers. The code, which covers four and one-half pages, was adopted by a conference of printers in Chicago yesterday and filed with the NRA on Sept. 11th, submitted under the name of the Motion Picture Theater Printers Assn. The draft proposed open shop bargaining; 40-hour week for accounting, clerical, office, service and mechanical employees, and exempts outside sales persons, emergency and repair workers and executives, officers and their immediate assistants. It also recommends a standard minimum wage of 30 cents an hour for women and 40 cents for men, excepting those in the apprentice class. Included in its clauses is one setting up a contact committee of three members to represent this industry in all dealings with the government under the NRA and to perform other functions within the industry.

**No Action is Expected**

On Jurisdictional War

Washington—Jurisdictional fight between the L.A.T.S.E. and the Inter-
national Brotherhood of Electrical Workers is expected to proceed against the floor of the American Federation of Labor convention which opened yesterday. Indications are that neither union is disposed to fight the issue before the general mem-

**Theos. J. Martin Handling Out Cigars**

Thomas J. Martin, assistant com-

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**Emanuel Cohen Predicts More Historical Films**

A revival of interest in historical films, and the other talent raids to the public in well made historical films.

Cohen also stated that the present trend is to swing from history to "creative sex." Substantiating his statement, Cohen said that Paramount expects outstanding hits in both Marlene Dietrich's "Catherine of Russia" and Claudette Colbert's "Colotea," which is being produced by Cecil D. DeMille.

**Producers Seek Harmony On Two Omitted Clauses**

Washington—With the tentative code prepared by Sol A. Rosenblatt omitting two important producer clauses, one covering relations with agents and the other covering salaries, producers late last night were meeting in an effort to harmonize their views. Rosenblatt was present at discussions on these clauses, known as 9 and 10. Up to late night producers had not completed re-drafting these clauses.

**Rutgers Nelson Loses Son**

Anthony Rutgers Nelson, 3rd, only son of Rutgers Nelson of RKO, died yesterday morning at the Broad St. Hospital from a complication of peritonitis. Funeral services will be held at the parents' residence, 125 West 12th St. tomorrow at 9:30, with interment at St. Peters' Churchyard, Perth Amboy, N. J., at 3:30 p.m.

Wide Range for 18 Reade Houses

Contracts have been signed for wide range installations in the 18 Western Electric equipped Walter Reade houses. W. C. Wilson general sales manager of Electrical Research Products, announces.

Study Minneapolis Censor Bill

Minneapolis—A committee of aldermen is now studying the recommendation of Mayor A. G. "Buz" LaMende for the city. The plan calls for licensing of all films and would bring $25,000 revenue for the city.
**ALONG THE PIALTO**

**WITH PHIL M. DALY**

- THEY SMASHED it over on that Warner World Premiere of "Footlight Parade" ... the mob of sightseers for a solid block around the Strand kept the invited guests from reaching the gate ... and the cops were powerless to do much about it. Army searchlights lit up the streamer bannermade of roof to marquise ... it looked like a New Orleans Mardi Gras with squads of Equity chorus girls in gaily colored shorts riding on bikes and down the Main Stem ... while 200 pounds of colored confetti showered the sightseers like a New England snowstorm.

- IN THE lobby a squad of blonde cops from the Vitaphone stade set the atmosphere inside the theater another batch of Vitaphone Girls handed out programs and acted as ushers ... as far as we are concerned, they looked as good in their daringly abbreviated costumes as the eyelets in the uniforms and high-heel tribute no colymist can possibly pay ... Al Jolson with Ruby Keeler were the first celebs to arrive ... then Busby Berkeley with seven Beautifulls of the 50 he has just picked for his next pike ... a gorgeous silver program provided each guest, the Show is on! we dashed back to catch the press As Thousands Cheered ... yezzir It was An Opening!

- ABOUT THE most spectacular dance cycle ever seen on a New York stage is the feature number on "Roxy's" presentation at the Radio City Music Hall starting today ... the complete cycle of the dance is presented in "Revue de la Danse" in 11 scenes ... from the primitive jungle rhythms through the courtly figures of the middle ages and into the modernistic jazz tempo ... the choreography is by Florence Rogge, ballet director, and Gene Snyder, associate director of the Roxyettes.

- STARTING TODAY all press stories for RKO theaters will be sent out through the newspaper contact desk supervised by Hal Oliver in the publicity dept on the 12th floor of the RKO building ... this includes all RKO theaters, the New Roxy and the Palace ... George Dewey Washington, veteran and author of the best of the Roxy's Seventh Ave, says the show starting Friday, with Bobby Sanford's "Show Boat" revert also on the bill.

- STARTING OFF the new administration Arthur James will preside at the AMPA luncheon today as toastmaster, emcee, raconteur, bon vivant and emcee of the "Billboard" as former proxy of the pressagent's club, he will show how things were done in the good ol days when a Pressagent was a Personality... if you follow us ever so slightly ... Chester Hale will interview girls at his studio on Friday at 4 p.m. ... for engagements in a series of shorts he will make for Fox.

- ALL THE famous aviators in and around this hamlet will be seen as guests of Major Bowes at the first evening performance of "Night Flights" at the Capitol on Friday night ... Alexander Gray, screen, stage and radio star lately appearing in the metropolitan de luxes, is back on the air with the Irving Cobb program.

- THE WILL of the late Sime Silverman places 300 shares of stock of "Variety" in trust for eight of the staff. Harold Eriks, Abel Green, Hallaperin, Louis Rydell receive the income from 50 shares each ... Jack Pulaski, Bob Landry, Joshua Lowe and Joseph Bigelow receive the income from 25 shares each ... balance of the estate goes to Sime's "boy" Syd, his widow and mother.

**40-HOUR WEEK SET FOR MAJOR LINES**

Washington — Maximum of 50 hours a week is generally fixed for wage in all three major branches of the industry under the tentative code drafted by Sol A. Rosenblatt. In connection with possible union-mechanics are limited to a 36-hour week. Minimum weekly wages for any class of employees engaged in production is fixed at 40 cents an hour, while clerical, office and service employees receive a minimum of 50 cents an hour. Wage for ex-

**BERKELEY SIGNS 8 BEAUTIES**

Returning to the coast today to start work on "Wonderbar," Busby Berkeley, Warner dance and ensemble director, will take along eight beauties picked by himself here in search of girls for future Warner pictures. The girls include Blanche McDonald (Miss California), Marie Marks (Miss Missouri), Claire Auger (Miss New York State), Rickey Newell, Jane Vance, Grace Moore, Margie Murphy and Diane Bourget.

**SHRINE TO RUN PHILLY HOUSE**

Philadelphia — The Met theater, former Metropolitan Opera House, has been redecorated with RCA Victor High Fidelity sound, preparatory to reopening at an early date. The house has been taken over by the Lulu Temple Ancient Arabic Orders Nobles of the Mystic Shrine, by whom it will be operated.

**THE INDUSTRY'S DATE BOOK**

Oct. 16-18: Society of Motion Picture Engineers fall meeting, Edgewater Beach Hotel, Chicago.
Oct. 17: Hearing on code for music publishing industry; Sol A. Rosenblatt presiding; Chamber of Commerce Building, Washington.
Oct. 21: Motion Picture Saloon's tenth annual New Year's Dinner-Dance, Hotel Plaza, New York.

**SETTING TIME LIMIT IN PARAMOUNT QUIZ**

Admonished times and again by Referee Henry K. Davis, at yesterday's hearing of Paramount Publix creditors, for his method of questioning and the fact that he was duplicating testimony previously brought out concerning the Paramount-Columbia Broadcasting Co. deal, Samuel Zirn, counsel for a bondholders' group, was told by Davis that at next Wednesday's hearing Davis will set a time limit for the completion of questioning by Zirn.

With Ralph A. Kohn on the witness stand, Zirn attempted to ascertain whether Paramount had a surplus available at the time of the repurchase of 49,887 shares of its own stock at $850 per share from William S. Paley of Columbia Broadcasting. Counsel for the trustees and attorneys representing other bondholder groups objected to the "waste of time" in a re-hash of the subject which is already in the record. Davis protested that he was inquiring as to whether Paramount directors acted illegally in the repurchase of the stock. Davis ruled out all further testimony regarding the transaction until an independent auditor's report, now being made, is rendered.

Although requested by Zirn to produce Adolph Zukor's contract for 1929 and other officers' contracts, Kohn failed to produce the contracts, stating that he was not going to be a clerk for any attorney and that proper request for the papers should be made to the trustees. In connection Samuel Issacs counsel for Paramount trustees told the referee that he had brought the contracts to the hearing but that he would not put them in evidence until formal request be made. No formal request was subsequently made by Zirn. The meeting was adjourned to Oct. 11 at 10:30 A. M.

Sam Hardy in G-B Picture London—Sam Hardy has started work in the Gaumont-British picture, "Aunt Sally," starring Cicely Courtneidge.

**MANY HAPPY RETURNS**

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Oct. 5

George Irving
Arthur M. Loe
David L. Low
Arthur M. Loeure
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First Revision of Fair Practice Code for Motion Pictures

Washington — Following is the motion picture industry code, after its first revision by Deputy Administrator Sol A. Rosenblatt:

Code of Fair Competition for the Motion Picture Industry

(First Revision)

None of the provisions contained herein are to be regarded as having the approval of the National Recovery Administration as applying to the industry.

ARTICLE I
Definitions

1. A Code Authority of the Motion Picture Industry constituted as in this Article provided and herein referred to as the "Code Authority" shall administer this Code, and shall have such powers as shall be necessary therefor, together with such other powers and duties as are prescribed in this Code.

2. (a) The Code Authority shall consist of the following:
   (b) As and when any question directly or indirectly affecting any class of employees engaged in the motion picture industry is to be considered by the Code Authority, one representative of such class, selected by the Administrator from nominations made by such class in such manner as may be prescribed by the Code Authority, shall sit and become for such purposes a member of the Code Authority with a right to vote.
   (c) The Administrator may designate not more than three additional persons without vote who shall not have any direct, personal interest in the motion picture industry nor represent any interest adverse to the interest of those engaged therein, as representatives of the Administrator.
   (d) In case of the absence, resignation, death, disability or incapacity of any member of the Code Authority to act, an alternate of the same general class of the industry and a bona fide exhibitor, or, as the case may be, a bona fide exhibitor, designated by him shall act in place of such member, and such designated alternate shall be certified to the Code Authority, but the Code Authority may reject such alternate and require another to be designated.

3. The Authority may make such rules and regulations in accordance with the provisions of this Code, as it deems necessary to the effective execution of the purpose of this Code, and may delegate to any such Committee or group of Committees any or all of such power and authority within the scope of the powers granted to the Code Authority under this Code.

6. (a) The Code Authority shall be empowered to collect from the members of the industry all data and statistics that may be necessary for the enforcement of any of the provisions of this Code, and shall be empowered to compel its members to furnish any such data and statistics as may be necessary, and shall be free from the interference, restraint, or coercion of employers of labor, or their agents, in the designation of such representatives or in self-organization or in other concerted activities for the purpose of collective bargaining or any other mutual aid or protection.

7. The Code Authority shall assist the National Recovery Administration in administering the provisions of this Code, in making investigations as to the functioning or observance of any of the provisions of this Code, and in the event of a complaint on the complaint of any person, and shall report to the Administrator on any such matters; may initiate and consider such recommendations and regulations and interpretations, including trade practices, as may be deemed necessary or advisable for the accomplishment of the purposes of this Code; shall be free from the interference, restraint or coercion of employers of labor, or their agents, in the designation of such representatives or in self-organization or in other concerted activities for the purpose of collective bargaining or any other mutual aid or protection; shall be free from the interference, restraint or coercion of employers of labor, or their agents, in the designation of such representatives or in self-organization or in other concerted activities for the purpose of collective bargaining or any other mutual aid or protection; shall be free from the interference, restraint or coercion of employers of labor, or their agents, in the designation of such representatives or in self-organization or in other concerted activities for the purpose of collective bargaining or any other mutual aid or protection.
**Labor Requirements Are Set Forth in Complete Detail**

*The Film Daily, Oct. 5, 1933*

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**(a)** No employee of any class shall be paid less than forty (40) cents per hour.

**(b)** The following clerical, office and service employees shall be paid not less than fifty (50) cents per hour:

- Accountants: accounting machine operators; bookkeepers; clerks; file clerks; file clerical workers; garage clerks; readers; secretaries; stenographers; telephone and telegraph operators; timekeepers; typists.

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<table>
<thead>
<tr>
<th>Class of Employee</th>
<th>Time Rate</th>
<th>Location Rate</th>
</tr>
</thead>
<tbody>
<tr>
<td>Studio rate</td>
<td>2/3</td>
<td>Distant rate</td>
</tr>
<tr>
<td>Location rate</td>
<td>$27.75</td>
<td>$34.75</td>
</tr>
<tr>
<td>Weekly rate</td>
<td>$161.75</td>
<td>$141.75</td>
</tr>
</tbody>
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**(c)** No employee of the following classes of studio mechanics shall be paid less per hour than the rates specified for each class:

- Plasterers
- Sculptors
- Painters
- Wood Finishers
- Carpenters
- Blacksmiths
- Electricians
- Electrical Workers
- Drivers
- Foundrymen
- Gaffers
- Machinists
- Pattern Makers
- Printers
- Plumbers
- Projectionists
- Property Men (first)
- Property Men (second)
- Scenic Artists
- Stage Hands
- Sign Writers
- Sprinkler Fitters
- Steam Fitters
- Swing Gang (property)
- Upholsterers
- Welders

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**(d)** When any of the above studio mechanics works more than six hours per day on (1) emergency, maintenance or repair work, or (2) to avoid hindering, reducing or delaying production, he shall be compensated at not less than time and a half for all overtime in excess of six hours per day.

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**(e)** With respect to those employees embraced within subdivision (2) of the foregoing subdivision (1) of this Section 1, such employees:

- **(1)** shall be employed on an hourly basis.
- **(2)** shall be employed on a weekly basis.

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**Section 2—MINIMUM WAGES.**

**(a)** No employee of any class shall be paid less than forty (40) cents per hour.

**(b)** The following clerical, office and service employees shall be paid not less than fifty (50) cents per hour:

- Accountants: accounting machine operators; bookkeepers; clerks; file clerks; file clerical workers; garage clerks; readers; secretaries; stenographers; telephone and telegraph operators; timekeepers; typists.

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**Section 3—PROVISION REGARDING “EXTRAS.”**

The Code Authority provided for in this Code shall undertake to provide for reasonable and reasonable regulations to be enforced by all casting and wardrobe assistants and/or Producers with respect to “extras,” and shall appoint a standing committee of the immediate family of any regular employee of a motion picture company or any person who is not engaged in motion picture work as a means of livelihood, unless the exigencies of production
reasonably construed, requires an exception to be made. And further, no one shall be employed as an "extra player" or "atmospheric worker" on account of personal favor.

(c) A day's work shall be eight hours, with overtime as provided by the California statutes.

(d) No person coming under the above classifications shall be permitted to work in more than one picture for the same day's pay including overtime, this provision being carried to intended spread employment.

(e) Transportation to and from locations and time employed in interviews and fittings shall also be included in the overtime regulations to carry out this provision and to correct such other inequalities of working conditions as may appear, shall be adopted.

(f) Rotation of work shall be established to such reasonable degree as may be possible and practicable.

(g) No person not a registered "extra player" shall be employed by a studio casting office from any casting agency, and each registered "extra player" shall be provided with a card of identification; suitable regulations for carrying out this provision shall be adopted.

Section 4—OVERRIDING PROVISIONS.

If the prevailing wage scale and maximum number of hours provided for in the Code apply but the provisions of this Code and said State laws are in direct conflict, the provisions of this Code shall be deemed to be so modified as to make the same applicable to such employees.

Section 5—CHILD LABOR.

And on and after the effective date of this Code, no person under sixteen (16) years of age shall be employed in the production of motion pictures, provided, however, where a State law provides a higher minimum age, no person under the age specified by said State law shall be employed in that State, and provided further, whenever a role or role to be filled is child labor, a Producer may utilize the services of such child or children upon his-compliance with the provisions of State laws appertaining thereto.

B. On and after the effective date of this Code, in the DISTRIBUTION of Motion Pictures:

Section 1—HOURS OF EMPLOYMENT.

(a) No employee except outside salesmen shall work more than forty (40) hours in any one week.

(b) This provision for working hours shall not apply to professional persons employed in their profession or to employees in a managerial or executive capacity or in any other capacity of distinction or sole responsibility who now receive more than $35.00 per week; nor to employees on emergency or maintenance and repair work.

Section 2—MINIMUM WAGES.

No employee shall be paid—

(a) Less than fifteen ($15.00) dollars per week in any city over 500,000 population or in the immediate trade area of such city.

(b) Less than $14.00 per week in any city between 250,000 and 500,000 population or in the immediate trade area of such city.

(c) Less than $14.00 per week in any city up to 250,000 population or in the immediate trade area of such city.

Section 3—On or after the effective date of this Code, in the Exhibition of Motion Pictures:

Section 1—LABOR OTHER THAN ACTORS.

1. No person under sixteen (16) years of age shall be employed.

2. No employee shall be employed in any picture produced, provided, however, where a State law provides a higher minimum age, no person below the age specified by such State law shall be employed within that State.

C. On and after the effective date of this Code, in the Exhibition of Motion Pictures:

Section 1—LABOR OTHER THAN ACTORS.

1. No person under sixteen (16) years of age shall be employed.

2. No employee shall be employed in any picture produced, provided, however, where a State law provides a higher minimum age, no person below the age specified by such State law shall be employed within that State.

3. No employee shall work more than 40 hours in one week, except that such maximum hours shall not apply to employees in a managerial, executive or advisory capacity who now receive $35.00 or more per week.

4. With respect to employees regularly employed as ticket sellers, doormen, ushers, cleaners, matrons, ushers, attendants, porters, and office help, such employees shall receive not less than $35.00 per hour in cities and towns having a population of more than 15,000 and not less than 90 cents per hour in cities and towns having a population of more than 500,000.

5. With respect to employees regularly employed as usher and ticket takers, in cities and towns having a population of more than 15,000, such employees shall receive a wage of not less than 25 cents per hour.

6. A. Employees associated with organizations or performing the duties of carpenters, electrical workers, engineers, firemen, fireproofing, motion picture machine operators, oilers, painters, theatrical stage employees, theatrical wardrobe attendants, or other skilled mechanics and artisans, and musicians, who are directly and regularly employed by the Exhibitors, except those whose wages are determined by organizations of any such employees affiliated with the American Federation of Labor or the Congress of Industrial Organizations, and such other persons as are similarly employed in a particular trade or in a particular class of theaters or in a particular community or in the local labor market in any area, shall be paid wages not less than $35.00 per week in any city between 250,000 and 500,000 population or in the immediate trade area of such city.

B. In the event that there exist in the particular community organizations of such employees above mentioned, whether such organizations are affiliated, or if such employees are employed in the prevailing scale of wages and maximum number of hours with respect to such employees in such community shall be deemed to be those prevailing and generally accepted to be the minimum scale of wages and maximum number of hours with respect to such employees in such community.

C. If the question at issue arises with respect to wages and maximum number of hours of labor for such theater or theaters in such particular community, and in the event the parties fail to agree, they shall mutually designate an impartial third person who shall be empowered to finally determine such dispute, with the proviso, however, that in the event such representative cannot mutually agree upon such third person, then the National Recovery Administrator shall designate such impartial third person.

D. Pending the determination of any such dispute, the rate of wages then paid by the Exhibitor in such theater or theaters in such community shall be deemed to be the maximum number of hours then in force (and not more than the hours provided for in this Code) shall be changed so as to decrease wages or increase hours.

E. In order to effectuate the foregoing provisions of this Section 6 hereof, and pending the determination of any such dispute as above specified, the employees herein embraced and provided for shall not strike, and the Exhibitors shall not lock out such employees.

6. In no event shall the duties of any of the employees hereinafter so regularly employed by the Exhibitors as of August 25, 1933, be increased so as to decrease the number of such employees employed in any theater or theaters in any community, except by mutual consent.

7. If any labor not hereinbefore provided for, such labor when regularly employed by the Exhibitors shall be paid not less than the prevailing rate of wages for such work.

Section 2—ACTOR LABOR IN VAUDEVILLE AND PRESENTATION MOTION PICTURE THEATERS.

II. DEFEASING PROVISIONS.

a. Presentation and vaudeville shall include both permanent and traveling companies of artists playing in presentation and vaudeville houses which have been added to the Code, "rep" shows, "tab" shows, "lent" shows, "wagon" shows, "truck"
DAILY

Unfair Producer and Distributor Practices Defined

shows, "medicine" shows, "show for lagmen" and "prime time shows" or "lagmen," and all terms are understood in the theater.

2. AUDITIONS.
   a. Principals. It shall be an unfair trade practice for any Exhibitor or independent contractor under the guise of public audition to break-in, try-out or to require a performer to render services gratis.
   b. Chorus. No singing or dancing chorus personnel shall be required to work more than forty (40) hours in any week and there shall be one day out of every seven during which they shall be excused from theater work with pay. Working time shall include the entire time of a performance or presentation in which the chorus appears in one or more numbers as an integral part of the presentation, and all rehearsal time for dressing and undressing time. No chorus person shall be required to report at a theater before nine o'clock in the morning on the day a chorus person is released with pay such chorus person shall not be required to rehearse and report to the theater or perform any service. This prohibition applies for a free day shall not apply to traveling companies.

3. REHEARSALS.
   a. Principals. Rehearsal periods for principals shall be limited to four weeks, and they shall be guaranteed two consecutive weeks employment for said four weeks of employment, which shall immediately follow the rehearsal period. In the event that any rehearsal over four weeks is required there shall be an additional per week guaranteed for each week's rehearsal. This shall not apply, however, to principals owning their own acts.
   b. Chorus. No Exhibitor and no independent contractor shall call chorus rehearsals for any company or for any employee of a company of less than two consecutive weeks employment at not less than the minimum salary; which shall follow immediately two weeks or less of rehearsal. The chorus shall not be required to rehearse for more than forty (40) hours a week and rehearsal shall be considered to be continuous from the time the chorus is called on the first day of rehearsal until the closing day. For each additional week of rehearsal there shall be an additional week's consecutive employment.

4. MAXIMUM HOURS AND MINIMUM WAGES.
   a. Principals. Owing to the peculiar nature of the stage presentation and vaudeville business and the unique conditions prevailing therein, the necessary policy and variations in the operation of such theaters, the changing nature of the entertainment and the fact that such entertainment is of a character requiring the services of artists of unique and distinctive ability who cannot be replaced, it is recognized that it is impossible to fix the minimum hours per week of artists appearing in such theaters.
   For performers with more than two years' theatrical experience, there shall be a minimum wage of forty-five dollars ($45.00) per week.
   For performers with less than two years' theatrical experience there shall be a minimum wage of twenty-five dollars ($25.00) per week.

   The minimum wage of performers employed on a per diem basis shall be seven dollars and fifty cents ($7.50) per day net.

   b. Chorus. No singing or dancing chorus personnel shall be required to work more than forty (40) hours in any week and there shall be one day out of every seven during which they shall be excused. Working time shall include the entire time of a performance or presentation in which the chorus appears in one or more numbers as an integral part of the presentation, and all rehearsal time for dressing and undressing time. No chorus person shall be required to report at a theater before nine o'clock in the morning.
   On the day a chorus person is released with pay such chorus person shall not be required to rehearse and report to the theater or perform any service. This prohibition applies for a free day shall not apply to traveling companies.

   There shall be a minimum wage of thirty dollars ($30.00) per day in any De Luxe Theater. There shall be a minimum wage of twenty-five dollars ($25.00) per week in other than De Luxe Theaters.

   Wherever a theater augments the chorus by employing additional chorus persons, no chorus person shall rehearse more than three (3) days.

   It shall be an unfair trade practice for any Exhibitor to engage any chorus person under any agreement which would reduce the net salary earned by that person or the payment of any fee or commission to any agency. (whether such fee or commission is paid by the Exhibitor or by the chorus or by any other form of deduction.

   After the first two weeks of consecutive employment, if a lay-off is caused on account of travel, the Exhibitor shall be allowed two days travel without pay for each week of employment West of the Rockies, and one day's travel without pay for each four weeks of employment East of the Rockies.

   Wherever on August 23, 1933, any theater shall pay a chorus person in excess of the minimum wages or employed chorus persons for a number of hours per week of labor hereinafter than the maximum hourly wage, higher wage and lesser number of hours shall be deemed to be and are hereby declared to be the minimum wage shall be increased from the hours of labor with respect to such theaters in this section of the code.

5. GENERAL PROVISIONS.
   a. Where, under any law, Sunday performances are prohibited or the performance of particular classes of acts is not allowed, no performer or chorus person shall be required to perform in any theater in that or in any other city on the Sunday of the week in which the performer or chorus was engaged.
   b. Wherever any unit, traveling company or artist is required to give performances at less than the regular number of performances established for said unit, travelling company or artist, all artists and chorus persons shall be paid for said extra performances pro rata.

6. CHORUS TRANSPORTATION.
   a. Transportation of the chorus when travelling for travel, including transportation from point of organization and back, including sleepers, shall be paid by the employer whether Exhibitor or independent contractor.
   b. If individual notice of contract termination is given, the chorus shall be paid in cash the amount of the cost of transportation and sleeper of the chorus and baggage back to point of origin whether the chorus returns immediately or not.

7. WARDROBE.
   a. Principals. The Exhibitor or independent contractor shall furnish to every artist requiring less than ($50) fifty dollars a week, without charge, all hats, costumes, wigs, shoes, tights and stockings and other necessary stage wardrobe excepting street clothes.
   b. Chorus. The Exhibitor or independent contractor shall furnish the chorus, without charge, with all hats, costumes, wigs, shoes, tights, stockings and other necessary stage wardrobe.

8. ARBITRATION.
   a. Arbitration of all disputes under this Section 2 of this Article of Code shall be in accordance with the arbitration provisions of this Code as hereafter generally provided.

9. CHILD LABOR.
   a. On or after the effective date of this Code, no person under sixteen years of age shall be employed as a principal or chorus person in connection with the exhibition of motion pictures provided, however, that State law provides a higher minimum age, no person under the age specified by State law shall be employed in that State, and producers, however, where a role or roles are to be filled by a child or children, an Exhibitor or independent contractor may utilize the services of children, provided he ensures their compliance with the provisions of State laws appertaining thereto.

ARTICLE VII-A

A. PRODUCERS.
   1. It shall be an unfair trade practice for any Producer to aid, abet, or assist in the voluntary release or dismissal of any author, dramatist or theatrical property without the consent of the author, unless such property to which the consent is given, is an exclusive services in connection with the production of a "legitimate" drama or musical comedy for the purpose of importing or procuring the services of such author, dramatist or actor.
   2. It shall be an unfair trade practice for a number of Producers who, in the usual and ordinary course of business, rent their respective studios or studio facilities to Producers (other than their affiliated companies), to conspire, agree, or take joint action to prevent any responsible Producer or Producers from renting such studios or studio facilities.

3. It shall be an unfair trade practice for a Producer to knowingly procure as an "extra" an employee of the immediate family of any employee or any person who is not obliged to depend upon "extra" work as a means of livelihood, unless the exigencies of production require an exception to be made.

B. PRODUCERS-DISTRIBUTORS.
   1. Where any contract granting the motion picture rights in any dramatic or musical work that specifies a date prior to which no motion picture based upon such work may be publicly exhibited, or if it shall be deemed to be an unfair trade practice for any Producer or Distributor to permit the public exhibition of any motion picture prior to such date.
   2. (a) It shall be deemed to be an unfair trade practice for any Producer or Distributor, or any of its employees or persons who have a direct or indirect interest, whether financial or otherwise, in any such enterprise, knowingly and intentionally directly or indirectly to interfere with existing relations between an Outside or Associated Producer and a Producer or Distributor, or to do anything to interfere or entice any such Outside or Associated Producer away from a Producer or Distributor, or to do anything which would tend to create discord or strife between such Outside or Associated Producer and a Producer or Distributor, or foment dissension between them, for the purpose of inducing such Outside or Associated Producer to breach or attempt to breach any existing contract between it and any Producer or Distributor, or to do anything which would be prohibited by this Code.
   (b) To effectuate the foregoing, no Producer or Distributor shall negotiate with or make any offer for or to any such Outside or Associated Producer at any time prior to sixty (60) days before the termination of any existing contract between such Outside or Associated Producer and any other Producer or Distributor, or not prior to sixty (60) days

Thursday, Oct. 5, 1933
Local Grievance Boards Will Decide Complaints

before the date when such Outside or Associated Producer shall fulfill its delivery commitment to the Producer or Distributor with whom it is associated, any obligations, whichever date is earlier.

C. DISTRIBUTORS.

1. No Distributor shall threaten or coerce or intimidate any Exhibitor to enter into any contract for the exhibition of motion pictures, or to pay higher film rentals by the commission of any act evident an intention to build or otherwise acquire a motion picture theater in any location.

2. No Distributor’s employee shall use his position as Distributor to interfere with the free and competitive buying of pictures by an Exhibitor operating a theater in competition with a theater in which such employee may have a direct or indirect interest, whether financial or otherwise.

3. (a) No Distributor shall substitute for any feature motion picture described in the contract therefor as that of a named star or stars or named director or well-known author, book or play or any other feature motion picture for which one in the contract therefor is designated "no substitute.

(b) Nothing in this Article contained shall be interpreted to prohibit any Distributor from changing, altering, or substituting a motion picture in the contract with the Exhibitor for the release of a book or play or any other picture which is based upon and from substituting for any such story, book or play another story, book or play or any other motion picture of a similar title or subject as the motion picture so substituted. In case any Distributor shall refuse to exchange a motion picture for another which is sufficiently similar in general style, character or class of story to the motion picture so substituted, the provisions of this Article shall apply.

4. (a) No Distributor shall require any Exhibitor to authorize the distribution of a motion picture or the exhibition of special pictures or class of pictures the license fee for which is fixed and non-refundable.

(b) Where under an exhibition contract the Distributor refuses to pay the Exhibitor for any feature motion picture which is to be exhibited for a period of the length as for which such pictures are ordinarily exhibited, the Exhibitor may terminate the contract and not be required to pay for pictures which are to be exhibited for any period of time after the exhibitor’s objection to the exhibition of such motion picture has been made in the form and manner specified in the contract.

5. No Distributor shall be obligated to deliver any pictures, even though such pictures shall be to its advantage. The Distributor shall not be required to sell pictures which it is desired to sell at the same price to other exhibitors. The Distributor shall be entitled to sell pictures at such price and in such quantities as shall be in its discretion. The Distributor shall be entitled to sell pictures at the same price to other exhibitors.

6. No Distributor shall be required to purchase pictures from any exhibitor. The Distributor shall be entitled to purchase pictures at such price and in such quantities as shall be in its discretion. The Distributor shall be entitled to purchase pictures at the same price to other exhibitors.

7. No Distributor shall be required to sell pictures to any exhibitor. The Distributor shall be entitled to sell pictures at such price and in such quantities as shall be in its discretion. The Distributor shall be entitled to sell pictures at the same price to other exhibitors.

D. EXHIBITORS.

1. Any Exhibitor entering into a contract for the exhibition of motion pictures shall be entitled to receive a copy of such contract and upon demand therefor shall be entitled to receive a copy of any such contract which may be in the possession of the Distributor. Any Exhibitor may make such copies as he may desire and deliver them to any other Exhibitor at any time prior to the expiration of the contract and any Exhibitor shall have the right to inspect any such contract at any time prior to the expiration of the contract.

2. No Exhibitor shall be required to pay for pictures, even though such pictures shall be to its advantage. The Distributor shall not be required to sell pictures which it is desired to sell at the same price to other exhibitors. The Distributor shall be entitled to sell pictures at such price and in such quantities as shall be in its discretion. The Distributor shall be entitled to sell pictures at the same price to other exhibitors.

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(b) No Exhibitor shall be required to sell pictures to any exhibitor. The Distributor shall be entitled to sell pictures at such price and in such quantities as shall be in its discretion. The Distributor shall be entitled to sell pictures at the same price to other exhibitors.

(c) Nothing herein contained shall be deemed to prohibit any Exhibitor from advertising or promoting pictures licensed for exhibition by such Exhibitor in any way which he shall deem to be in the best interests of the public and which shall conform to the best practices of the trade.

(d) No Exhibitor shall be required to sell pictures to any exhibitor. The Distributor shall be entitled to sell pictures at such price and in such quantities as shall be in its discretion. The Distributor shall be entitled to sell pictures at the same price to other exhibitors.

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DISTRIBUTORS AND EXHIBITORS.

Section 1-2.3. The complaint of an exhibitor that a competitive exhibitor has violated any of the acts set forth in the governing act and declared therein, shall, and shall be referred for determination to a Local Board constituted as hereinafter provided:

(a) The Licensing of more motion pictures, or
(b) The adoption of an unfair competing-

Section 3. (a) Any party aggrieved by

(b) The absence of any solution of

The case, and the waters shall be

Section 2. All Local Boards shall be formed,

The decision of the Local Board shall be

The decision of the Local Board shall be

If a Local Board is not composed of a

The decision of the Local Board shall be

For this or any other Article of this Code not

No person, firm or corpora-

No Exhibitor or Distributor shall in

Each such Board shall be

shall appoint two members to the Arbitration Board and the Exhibitor shall appoint two members to the Arbitration Board. In any event, the Arbiter shall be

High Morals and Advertising Standards Demanded

- by modification, renewal or extension of any laws or regulations, or

The decision of the Local Board is rendered, and to all evidence taken before the Local Board of Clearances and hearing, shall be referred to the Code Authority. Authorized by Arbitration or the Code Authority.

The Code Authority, in any exchange territory.

such territory.

shall consist of two representatives of Distributors and two representatives of Major Distributors who shall have no direct or indirect affiliation with the industry approved by the Administrator, who shall fix any or all of the provisions of the Code Authority and which shall vote on any question before the Board only in the capacity of the Code Authority.

There shall be a Chairman of each Board, elected by the Local Board and the District Board of Directors of the Board. Any vacancy in the Board shall be filled from the class of members in which the vacancy occurred. No member of such Board shall sit on any matter in which he holds or his company's interest.

such extension or amendment as the Code Authority may deem necessary.

the Board is to be made within fifteen (15) days from the filing of the complaint, and/or the impartial representative, as the case may be, shall be heard by the Board. The decision of the Board shall be made within fifteen (15) days from the filing of the grievance, or whenever the Board shall have been fully heard, whichever date is earlier.

Section 3. (a) Any party aggrieved by

(1) The Franciscan Order of the Holy Wounds, or

if a Local Board is not composed of a

The decision of the Local Board shall be

If any arbitrator acting for such a Board shall be appointed by any other class of arbitrators, if any one of the terms and conditions which are fixed by the Local Grievance Board is not in accordance with the Code Authority, the complaint of the exhibitor concerned in the license contained in the grievance of the exhibitor complained of, including Distributors and Exhibitors, if any evidencing the elimination of or reducing the damage therefrom shall be made necessary by such award, and other terms and conditions as the Local Grievance Board may prescribe.

No person, firm or corporation

The decision of each Board

The decision of the Board and/or the

If theLocal Board or the Board shall be composed of the arbitrators, it shall be determined by the arbitrators, or by the Board, or otherwise as the Code Authority may direct.

No Exhibitor or Distributor shall in

Section 1. To provide against cleancase of such territory.

The decision of each such Board shall be

Section 1. (a) There shall be established

The decision of the Local Board is rendered, and to all evidence taken before the Local Board of Clearances and hearing, shall be referred to the Code Authority.

The Code Authority and present additional evi-

the arbitration or shall be

Section 2. (c) The complaint of an exhibitor that a competitive exhibitor has violated any of the acts set forth in the governing act and declared therein, shall, and shall be referred for determination to a Local Board constituted as hereinafter provided:

(a) The Licensing of more motion pictures, or

(b) The adoption of an unfair competing-

Section 3. (a) Any party aggrieved by

The decision of the Local Board shall be

The decision of the Local Board shall be

The decision of the Local Board shall be

If any arbitrator acting for such a Board shall be appointed by any other class of arbitrators, if any one of the terms and conditions which are fixed by the Local Grievance Board is not in accordance with the Code Authority, the complaint of the exhibitor concerned in the license contained in the grievance of the exhibitor complained of, including Distributors and Exhibitors, if any evidencing the elimination of or reducing the damage therefrom shall be made necessary by such award, and other terms and conditions as the Local Grievance Board may prescribe.

The Code Authority by Arbitration or by

The decision of the Local Board is rendered, and to all evidence taken before the Local Board of Clearances and hearing, shall be referred to the Code Authority. Authorized by Arbitration or the Code Authority.

The decision of each such Board shall be

The Code Authority, provided such appeal be filed in writing within thirty days after the decision of the Local Board is rendered and referred to the Code Authority, and all evidence taken before the Local Board of Clearances and hearing, shall be referred to the Code Authority.

All persons interested in the decision shall have the right to appear before the Code Authority and present additional evi-

the arbitration or shall be

Section 2. (c) The complaint of an exhibitor that a competitive exhibitor has violated any of the acts set forth in the governing act and declared therein, shall, and shall be referred for determination to a Local Board constituted as hereinafter provided:

(a) The Licensing of more motion pictures, or

(b) The adoption of an unfair competing-

Section 3. (a) Any party aggrieved by

The decision of the Local Board shall be

The decision of the Local Board shall be
Denver — J. T. Sheffield is here from his Seattle headquarters, arranging for the showing of “Back to Nature” at the Empress.

Boston — Floyd Ball is handling exploitation on “Damaged Lives” that has far exceeding expectations at the Majestic.

Somerville, Mass. — The Orpheum has been reopened.

Boone, Ia. — L. E. Matthews will reopen the Strand, with new equipment.

Cleveland — Vannevar indefinitely returns to the RKO Palace on Oct. 6. Maurice Spieth returns to the bit with eleven members of his orchestra.

New Orleans — The Liberty, which has reverted to the owners of the building, the Pokorny estate, with Thomas B. Steen as managing, will play subsequent runs until next year, when it is to go first run.

Providence — Vaudeville will be resumed at the RKO Albee starting Friday.

Trenton — The RKO Capitol has increased its admission prices 5 cents.

Kirkville, Mo. — Don Farquharson, manager for Fox Midwest here, has been transferred to Kansas City, where he will manage the Apollo. George Baker, from Muncie, Iowa, has been transferred here.

Arbitration Boards to Settle Disputes

(Continued from Page 9)

In which case such hearing may be designated such arbitrators, for such a period.

Within five (5) days from the mailing of such notice, such arbitrators, on the non-prejudice of each party, shall be held and be heard the same, as in the case of the arbitrators, for such a period.

The arbitrators or a majority of them shall be able to agree upon the selection of an umpire who shall be engaged in the motion picture business. In such case, the hearing before the umpire shall be at such time and place as the umpire shall designate and shall be had before the umpire alone; the arbitrators not to be permitted in the hearing of the arbitrators or a majority of them; and no action, suit, or other action, suit, or cause of action shall be commenced, or any action, suit, or other action, suit, or cause of action shall be commenced, of any nature, in any court, to interfere with or affect the rights of any such parties.

The Code Authority shall be retained and appointed, or their interest, to the Code Authority shall be retained and appointed, or their interest, to any such parties.

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By RALPH WILK

EDMUND GRAINGER is supervising "Madame Smy," which Karl Freund is directing for Universal. Grainger assembled a cast including Bay Wray, Nils Asther, Edward Arnold, John Davidson, Vince Barnett, Jack Beery, Douglas Dalton and Arden Chase.

Hugh Herbert, screen comedian, who has been receiving Jewish New Year cards, and various people have been saying, "Get yourself a Jew," he believes he is Jewish. He got a call from one of the local synagogues, asking how many séants he wanted reserved or the holidays. He is Scotch.

Johnny Robinson's orchestra of Seattle, managed by Fred E. Ham, formerly a well known picture agent, is playing a few weeks' engagement at the Venice Ballroom.

Theodor Sparkuhl, who photographed "Passion," "Deception," "The Last Waltz" and other European stage plays, is doing camera work at paramount. He was in charge of photography on "Too Much Harmony," "Midnight Club" and is now working on "Pardners."*

Harrison Wiley, veteran art director, is designing the sets for "Cross Country Cruise," which Eddie Bazzell is directing for Universal.

Marc Lachman gets the biggest thrill of his life at 1:10 A.M. Oct. 2, it was just one of those California shakes—an earthquake.

Nigel Bruce, who is here from England to work for Fox, will appear first in "Coming Out Party," with Frances Dee and Gene Raydon.

Barbara Kent, Donald Dillaway and his Barry have been signed by Alphonse to "Marriage on Approval," which Howard Higgins will direct.

Ernest B. Schoedsack will direct RK0's "Stingaree," starring Irene Dunne.

RK0 has taken an option on "The udor Wench," Elswyth Thane novel based on Queen Elizabeth's early life, as a Katharine Hepburn vehicle.

Camaramer Push Fight

THE FILM DAILY

"A LITTLE" from HOLLYWOOD "LOTS"

48 New Faces in "Eight Girls"

There are 48 young girls without previous screen experience playing roles in "Eight Girls in a Boat," which Charles R. Rogers, is producing independently for Paramount release. Director Richard Wallace is directing.

May Robson and Alice B. Francs have been added to Paramount's "Alice."*

Joseph Schildkraut will appear in M-G-M's "Viva Villa," in which Wallace Beery will be starred. Others in it already include Pancho Villa, Jr., Irving Pichel, George E. Stone, Katharine De Mille, Mona Maris and Donald Reed. Howard Hawks will direct.

Steffi Dana, prominent European stage actress, who recently appeared in the New York stage production of "Three Penny Opera," has been signed by RK0 for "Man of Two Worlds."*

Judith Allen has a new long term contract from Paramount to replace the original agreement under which she played successive leads in De-Mille's "This Day and Age," "Too Much Harmony" and "Hell and High Water." Her next assignment will be the feminine lead in Zane Grey's "The Thundering Herd" for Paramount.

Lewis Gilb, head of the Warner-First National, will be in charge of the creation of the four new stage units from Frank Murphy, head of the electrical department, will supervise electrical work.

"Overland Bus" is announced by M-G-M as the original title for Robert Montgomery's next picture, formerly called "Transcontinental Bus." Richard Boleslavsky is directing, with Madge Evans and Nat Pendleton in supporting roles.

Skeets Gallagher has joined the cast of Paramount's "Alice in Wonderland."*

Would Bar Studio, Theater Making Own Costumes

Washington—Ban on all studios and theaters making their own costumes, for the theatre industry code now being drafted. Outside manufacturer are understood to be responsible for the demand. No date for public hearing on the code has been set up to the present time.

Evelyn Laye in 3 More for G-B Evelyn Laye, star of Coventry's "Waltz Time," now at the Little Carnegie Playhouse, is to appear in three and possibly four more pictures for the British company. This precludes her coming to Hollywood for work, as frequently reported, Miss Laye is now working on "The Clairvoyant," with Jackie Hubbert.

Wrote "Footlight Parade" Music and lyrics for "Footlight Parade," Warner musical which opened last night at the Strand, were supplied by Harry Warren, Al Dubin, Sammy Fain and Irving Kahal. Through error in credits, Walter Donaldson and Gas Kahn were previously mentioned as the composers.

Ariane" Premiere in Baltimore "Ariane," starring Elsa Besen- ner, will have its American premiere tonight on the inaugural program of the Baltimore Little Theater's fall season. Low and Borden's Inc., is now making arrangements to present "Ariane" on Broadway.

Harold Haber, Charles Stevens and Clarence Muse are additions to Columbia's "Fury of the Jungle."*

"Advice to the Lovelorn," starring Lee Tracy, has been put in work by 20th Century, with Al Werker directing. Cast also includes Sally Blane, C. Henry Gordon, Adalyn Doyle, Jean Adair, Paul Harvey, Matt Briggs, Isabel Jewel, Judith Wood, Etienne Girardot and Charles Levimson.

George Raft is back at the Paramount Studios from his motor trip to New York and will start his next picture, "Thieves," within a few days.

Dudley Digges has been signed by First National for "Massacre," next Richard Barthes sketches, which Alan Crosland will direct. Ann Dvorak is the feminine lead.

Kathryn Segaya, formerly of the Moscow Art Theater, has been signed by Warners for "Bedside."*

William Slavens McNutt and Grover Jones, Paramount's new producer-directing-writing team, who just completed "Hell and High Water," have signed a new contract calling for three pictures within the next year.

Achmed Abdullah will adapt "British Agent" for First National as a Leslie Howard vehicle.

Hazel Hayes, concert singer, has been added to RK0's "Flying Down to Rio."*

Ann Sothern, leading woman in "Eight Girls in a Boat" which Charles R. Rogers is producing for Paramount, is engaged while on location at Lake Arrowhead, and was forced to leave the cast, her doctor ordering a long rest.

"If I Were Free" is the title set by RK0 for the new Irene Dunne-Chico Brook picture. Nils Asther, Genevieve Tobin and Harry Stephenson also are in it. Elliott Nugent directed.

More Fan Dancing

Sally Rand, fan dancer, who opens tomorrow at the New York Paramount, will have a lot of long-distance competition in the shape of Peggy Heasar, who opens at the Palace in Brooklyn. Miss Heasar, incidentally, claims to be the original of her dance, which is known as "Dancing in this country. And Jack Medicine, publicist of the Paramount, in notifying city desks of Miss Rand's availability for interviews, obligingly suggests that "there are dozens of news angles on Miss Rand that have not been fully explored. For instance, the way she wears five more pairs of panties worn by the average office girl."
ROSENBLATT OMITS RIGHT-TO-BUY, DUALS

(Continued from Page 1)

explained elsewhere in this issue. Among the important changes proposed in the original distributor code, covering unauthorized exhibitions, has also been omitted, this is titled Article 18.

The unauthorized exhibition of a motion picture and the doing by any exhibitor of acts which are illegal or in violation of the copyright law of the United States or of any exhibitor's contracts, failing and soliciting, and exhibiting and making a burden of expense and waste which must be borne by producers, distributors and exhibitors. Therefore, an exhibitor shall directly or indirectly or by any means whatsoever:

(a) Exhibit any motion picture at any time in places where it has not been properly licensed and booked in the place where it was booked or licensed.
(b) Use a print of a motion picture at any time in places where it has not been properly licensed and booked.
(c) Use a print of a motion picture at any time in place where it has not been licensed and booked for any purpose whatsoever, other than exhibitions licensed and booked for purposes of writing.
(d) Permit the return of a print of a motion picture for additional exhibitions at any time in places where it has been licensed and booked for purposes of writing.

Article 18 of the original distributor code, which would allow distributors to refuse to sell to buying cooperatives, also is dropped from the tentative code.

Want Erpi Included

(Continued from Page 1)

In Equipment Code

(Continued from Page 1)

tion Picture Industry, who on Tuesday in Washington brought about the agreement, says his group will insist on having the leading sound company included in the code for the theater field where it derives most of its revenue, which also represents the major revenue of its kind.

In addition to conferences in Washington with K. Damron, deputy administrator handling this code, suggestions and support for the code which directly embraces all of the equipment industry are being lined up by Robins. Actual work of redrafting is expected to be under way in a few days.

Allied Crowded Out

Washington—Allied leaders are making their headquarters at the Wadman Park Hotel a center of operations, where special sessions are being held to discuss and plan new moves to organize in territories now non-union and promising to close hundreds of small houses unable to meet increased payroll costs. The provisions fix a minimum wage of 40 cents an hour for unorganized employees, and establishes wage scale and working hours fixed as of Aug. 283 of this year. Theaters are understood to be satisfied with the I.A.T.S.E. standard wage scale, as all houses now use union operators, stagehands, etc. Furthermore, the plan may have the effect of reducing the number of theaters, and the provision is to provide for elimination of 27 per cent of all houses in the territory. The Independents' proposal to prohibit any restrictions is based on the fact that distributors, unless checked, will adopt the policy of adding anti-dual feature clauses in contracts as the Chicago territory.

Meet to Digest Code

Washington—All groups under jurisdiction of the code held meetings last week to digest the provisions drafted by Sol A. Rosenblatt.
Majors Can’t Ban Duals in Contracts—Rosenblatt

INDEPENDENT FACTIONS WALK OUT ON CODE CONFB

Publix Returns Blank, Hoblitzzelle and Perry Circuits

The Code

... and other things

— ADAM ALIOTAOE

NOW that the Rosenblatt code is in, it
begins to look like a pretty work-
like job has been accomplished to
date, all around. It was not to be ex-
pected that everyone could be satisfied,
and apparently the extreme independ-
ent is not. However, arbitration and com-
mise seems to be the order of the day,
and it is not unlikely that the final NRA
film code will strike a happy medium
in most irritating and perplexing problems.
Noticeable by their absence are several
issues that should never have been the topic
of trade practice conversation, so individual
are in their application. The Rosen-
blatt code meets the request and the re-
quaints of President Roosevelt con-
siderably more than half way. It whole-
heartedly provides for higher wages, less
working hours and more jobs. Now, in
its few remaining sore spots can be ironed
out, a great industry, necessary both to
the progress and prosperity of this coun-
try, and one straining at the bit for ac-
tion, can get back to work.

IT MUST be that we are just an old
sofa. We are in the clutches of that
big bad Wolf and just can’t let a day go
by without getting the enjoyment of see-
ing those three toothsome little pigs burn
in his backside with turpentine. Walt
Disney’s “Three Little Pigs” will live for-
ever. It is a gem. We know of fans who
have seen it ten times. Here surely
is the result of genius. For, like Emerson’s
mouse-trap man, Walt Disney is doing only
what others are doing, but in such more
annual fashion as to bring a golden stream
to the box-office.

Rosenblatt Says Code Covers
Dual Bills and Block Booking

Eddie Cantor Heads
Actors’ Screen Guild

West Coast Bureau of THE FILM DAILY
Hollywood — Eddie Cantor has
been named president of the Actors’
Screen Guild, with Adolphe Menjou,
Fredric March and Ann Harding as
vice-presidents; Kenneth Thompson,
secretary, and Groucho Marx, treas-
urier.

Washington — Independents have
no reason to fear major company
so group action restriction of duals,
as such is outlawed by the Fox West
Coast decision, declared Sol A. Ros-
enblatt at a press interview last
night. His code allows exhibitors
to decide policy individually, he

Burden on Theaters
Washington—Ninety-five per cent of
overhead increases to fall on industry
under code will be borne by theaters.
Ed Kuykendall, declared yesterday,
in order to help theaters offset this
formidable burden they must have the
aid of fair trade practices, he asserted.

50% OF PARA. LINEUP
FINISHED BY NOV. 1

West Coast Bureau of THE FILM DAILY
Hollywood—Paramount will com-
plete 50 per cent of its 1933-34 pro-
duction program by Nov. 1. Ten
films have already been released
and eight are in the cutting rooms.
Nine are now shooting and five are
ready for production immedi-
ately.

On the stages are “Design for
(Continued on Page 13)

RKO Studios Starting
8 Pictures Next Week
West Coast Bureau of THE FILM DAILY
Hollywood—Eight new RKO pro-
ductions are scheduled to go before
the cameras within the week, in
addition to “Flying Down to Rio”
and “Man of Two Worlds” which
are currently in work.

Among the eight new pictures
are “Rodney” under George
(Continued on Page 11)

Quito Hearing Due to Omi-
sion of Right-to-Buy
and Dual Clauses

By ARTHUR W. EDDY
Washington—Bitterly antagonistic
to tentative code prepared by Sol A.
Rosenblatt, 12 exhibitor associations
together with independent producers
and distributors yesterday vir-
tually walked out on the code meet-
ings. In a communication to the
Deputy Administrator as he presid-
ed at yesterday morning’s exhibitor
(Continued on Page 6)

MPTOA DELEGATION IS STAYING ON JOB

Washington — Despite the fact
that some groups have walked out
on the code conferences, “the M. P.
T. O. A. delegation will stay until
dismissed,” even though the asso-
ciation “cannot accept some parts
as presented,” it was stated by Ed
Kuykendall yesterday afternoon at
(Continued on Page 15)

CHORUS EQUITY SATISFIED
WITH MOST TALENT PHASES

Washington—Large part of the
code as it concerns relations be-
 tween vaudeville and presentation
houses and chorus satisfied Dorothy
Bryant, executive secretary of
Chorus Equity, she told FILM DAILY
at the Willard yesterday afternoon.
She is conferring with NRA officials
on sections which she desires re-
vised. So far her study of code is
preliminary, she stated.

8,000 Exhibs in Fusion
Washington—Eight thousand theaters
are represented by the independent ex-
hibitors identified with the fusion pro-
test movement, according to Eddie
Golden, one of the producer-distributor
leaders in the move.

OCT. 6, 1933

THE JLM DAILY

OL. LXIV. NO. 5

NEW YORK, FRIDAY, OCTOBER 6, 1933

5 CENTS
Paramount Gets Earl Carroll Show

Screen rights to Earl Carroll’s current Broadway success “Murder at the Vanities” have been purchased by Paramount, Emanuel Cohen announced yesterday. Carroll will go to Hollywood to assist in the direction and act in a supervisory capacity on production. Work is scheduled to begin in December.

The Code . . . and other things

(Continued From Page 1)

WASHINGTON — A modification in the President’s Reemployment Agreement involving the trailer manufacturing industry is announced by the NRA. It specifies: “For factory workers a maximum work week of 40 hours, and not more than 8 hours in any one day; for the same classification minimum wage 40 cents an hour unless the rate was lower on July 15, 1929, and in no event less than 30 cents an hour.”

Renee Adoree Dead

West Coast Bureau of THE FILM DAILY

Hollywood — Renee Adoree, who rose to fame opposite John Gilbert in “The Big Parade,” died yesterday at a health spa near by, of a chronic respiratory ailment which caused her to quit films several years ago.

80 Vitaphone N. E. Deals

Eighty New England situations, including 70 in the Pinansky-Mulins Circuit, formerly Publix, and 10 Interstate Circuit towns, have been closed by Norman H. Moray, Vitaphone sales manager, and Tom Spry, Warner’s Boston manager.

Taylor Holmes for Comedy

Taylor Holmes has been signed by Educational Pictures for the starring role in “What A Wife,” the first comedy in Educational’s new Coronet series.

Calls for St. Louis Claims

St. Louis — Unsecured claims against St. Louis Properties Corp. must be presented within 90 days from Sept. 9, it is announced by U. S. District Judge Charles B. Davis in the receivership suit against the company.

M-G-M Bays Story

“To the Victor,” an unpublished story by Frank Dolan, has been bought by M-G-M. Dolan himself will prepare the story for screening.

Monte Blue at Paramount

West Coast Bureau of THE FILM DAILY

Hollywood — Monte Blue, back from a year’s tour, has been signed by Paramount for “The Thundering Herd,” Zane Grey story.

Educational’s Palmist Short

“Our Life Is In Your Hands,” featuring Josef Rana, scientist and writer, and two animators, will be released by Educational Pictures as the first subject in its Treasure Chest series.

Financial

NEW YORK STOCK MARKET

Net

High

Low

Close

Columbia Picts. vts. 25 24/32 24 1/16
Con. Fm. Ind. pfds. 9 3/4 9 1/16 9
Eent. Kodak 80 79 78 1/16
Fox Film 64 1/2 63 1/16 62 3/4
Loew’s, Inc. 32 1/2 32 3/16 32
Paramount cts. 2 1 1/8 2
Pathé Exh. 1 3/4 1 15/16 1 3/16
“do” “A” 9 8 3/16 8
RKO 3 21/4 3 1/4
Warner Bros. 8 3/4 7 3/8 7 3/16

NEW YORK CURE MARKET

Gen. Th. Eq. pfds. 1 3/4 1 3/16 1 5/16
Technicolor 10 1% 10 1/16

NEW YORK BOND MARKET

Gen. Th. Eq. 6 4/4 cts. 4 4 4
Keith A-6s 46 45 44 44 1/4
Loew 6s 41 1/2 86 84 86 1/2
Paramount 647 cts. 31 31 1/8 31
Par. Exh. 637 cts. 31 1/2 31 3/16 31
Par. Pfds. 450 cts. 30 30 1/8 30 1/8 30
Warner’s 639 46 1/4 45 46 1/16

“Waltz Time” Holding Over

“Waltz Time,” Gaumont-British musical, is being held over at the Little Carnegie Playhouse. Disney’s “Three Little Pigs” is on the same bill.

ST. CHARLES

ATLANTIC CITY

An Entire Block on the Boardwalk
A most beautifully appointed resort hotel... Excellent Cuisine... Sparkling, sunny rooms... The humid atmosphere of the St. Charles sets up a spell which is therapeutically delightful memory... Come and enjoy RATES GREATLY REDUCED

Coming and Going

FOLA NEGR! arrived in New York yesterday from abroad.

RITA KAUFMAN, style director for Fox, is in New York from the coast.

GEORGES CARPENTER was among yesterday’s arrivals from Europe.

LEON SCHLESINGER has left New York after signing a 5-year writer and two animators to work on his “Looney Tune” and “Merrit Melodies” cartoons for Warner.

NORMAN H. MORAY of Vitaphone is back from a New England trip.

ALINE MACMAHON, now on vacation in New York, plans to return to Hollywood within the next ten days to resume work for Warner.

MARIAN GERING, Paramount director, arrived in Hollywood yesterday by airplane to complete his 19,000-mile vacation jaunt which took him through all the larger European countries.

RKO-B. & K. Deal

Chicago — Jules Levy yesterday signed the Balaban and Katz circuit for the entire RKO feature and short subject line-up. The deal includes 36 de luxe houses in this city.

Added to Warner Exploitors

A. J. Kennedy, working out of Warner’s Seattle branch under N. H. Browne, has been added to the company’s national exploitation staff by S. Charles Elmsfeld, director of exploitation. Kennedy’s job is to cooperate with exhibitors in key situations booking Warner product on the West Coast.

Connie Talmadge Gets Estate

West Coast Bureau of THE FILM DAILY

Los Angeles — Constance Talmadge is the beneficiary of the estate of Mrs. Margaret L. Talmadge, mother of the three Talmadge sisters, according to her will filed for probate.

The Industry’s Date Book

Oct. 16-18: Society of Motion Picture Engineers fall meeting, Edgewater Beach Hotel, Chicago.

Oct. 17: Hearing on code for music publishing industry; Sol A. Rosenblatt presiding; Chamber of Commerce Building, Washington.

Dec. 31: Motion Picture Salesmen’s twelfth annual New Year’s Dinner-Dance, Hotel Plaza, New York.

The BIG NEWS

AS SEEN BY THE PRESS AGENT

“Though Greta Garbo and Jean Harlow, working on stages side by side always remain on their own stages, the two Chevaliers are in Garbo’s picture and the three Sheep days used in Harlow’s have started working back and forth.”

THE INDUSTRY

AS SEEN BY THE PRESS AGENT

She's got that certain something

...eyes...voice...and a skin you love to touch...she's got what it takes...and so have National Scene Trailers...they've got that certain something that actually sells the show...realism...punch...that comes only from samplevues straight from the picture itself...selling your show...dragging them back...creating a desire to come and see more...yes sir...they've got that certain something that makes exhibitors say...

NATIONAL SCREEN SERVICE

...worth more because it sells more
And now "Footlight Parade stands right in the center of the entertainment spotlight"! This human NRA formation is just one of the 21 distinct scenes which "the audience applauded loud and vigorously" at "the tremendous world premiere accorded the biggest and brightest of the Warner musicals"** Wednesday night at New York Strand! Rioting crowds swamped police... Entire Broadway block closed to traffic... "GOLD DIGGERS" RECEIPTS ACTUALLY TOPPED by this "lavish entertainment"... "a worthy successor to 42nd Street and Gold Diggers"!*

*From Regina Crewe's review in N. Y. American
**From Rose Pelswick's review in N. Y. Journal
* From Bland Johaneson's review in N. Y. Mirror
† From Kate Cameron's review in N. Y. Daily News

JAMES CAGNEY
RUBY KEELER
DICK POWELL
JOAN BLONDELL

Vitagraph, Inc., Distributors
Major Interests Favored in Code, Independents Claim

Rosenblatt Draft Would Promote Monopoly, It is Contended

Washington—"Amazed" and "aston- subdued" by Sol A. Rosenblatt's first revision of the film code, which they contend favors the major interests and will tend to foster monopoly in the industry, the independent fusion group comprising exhibitors, distributors and producers yesterday sent the following letter to the Deputy Administrator:

"We have given freely of our time and substance in an effort to formulate a code which would effectuate the policies of the National Industry Recovery Act."

"We have presented facts showing the prevalence in industry of monopolistic and unfair practices, existence of which has been readily admitted in the discussions before you, and to which you have frequently adverted, and we have been led to believe that the Administrator is cognizant of these conditions and of the need for their correction.

"It is our view that the presentment presented is a departure from the declared purposes of the N. I. R. A., since it not only fails to correct monopolistic and unfair practices and to prevent the oppression of small enterprises, but on the contrary tends to promote and perpetuate such practices and oppressions."

"The inevitable effect of the proposed code is to deny to all interested parties cooperation with the major producers, relief which they had the right to expect, and to place a cloak of legality on manifestly unfair practices and combinations from which in the past it has been possible to procure some measure of relief and protection through the courts.

"Further, the proposed code fails to deal with many major abuses that afflict the industry, and it contains none of the major provisions which have been urged to permit the industry to go forward under N. I. R. A. as for example: The provisions intended to insure to exhibitors an opportunity to procure sufficient product, the prevention of unfair discriminations, the elimination of salacious and indecent pictures, the right to exercise individual discretion in

WILLING TO MODIFY LABOR CONDITIONS

Fusion Group Names Code Analysis Group

Washington—Sol A. Rosenblatt is no longer the only interested to exhibitors his willingness to modify clauses covering wage scales and hours. These provisions have particularly aroused the M.P.T.O.A. and other exhibitor units, as their requirements, theater men declare, force closed the doors of small houses. Tentative draft would fix I.A.T.S.E. scales as a national standard. The clause was considered at an exhibitor meeting yesterday with Rosenblatt presiding. Exhibit representatives again met last night with Abner Ruben, counsel for I.A.T.S.E., in an effort to iron out differences. Despite withdrawal of allied and other independent exhibitors, producers and distributors, Rosenblatt is proceeding as if they were participating.

Public Relations Group Named by Independents

Washington—A committee of five to handle public relations for independent fusionist group was announced yesterday by Sidney Samuelson, Leo Brecher, Calvin Bard, Dave Barrist and Eddie Golden. Headquarters will be in Abraham's office in the Security Building.

Not Taking Blue Eagle from Non-Signers

Washington—Provided groups which refuse to sign the code comply with its requirements, Blue Eagle Act will be taken away from Sol A. Rosenblatt's tent. During yesterday's conference, Sol A. Rosenblatt, meeting with exhibitors in the Mayflower yesterday, said that the M.P.T.O.A. would go ahead with the code meeting after the noon exhibitor session at the Mayflower.

High Salaries of Stars Attacked by Indep'ts

Washington—"Enormous star salaries, like huge bonuses and salaries paid to film company executives, are a crushing burden on the industry which the movie patron as ultimate customer is obliged to bear," declared a statement last night by the independent fusion group.

The proposed code means "virtual extinction of hundreds of small neighborhood houses and many producers and distributors," says the statement.

Claim is made that the group represents 120 independent firms as well as exhibitors. Statement frankly uses description "walkout" in connection with the fusion action.

Rosenblatt Defends Attitude on Duals

Washington—Defending the code as it indirectly relates to double features, Sol A. Rosenblatt pointed out that in 1929, a producer appeared in the industry, duals were not generally played. Rosenblatt denied the fusion move was a walkout.

Right-to-Buy Excluded For Lack of Definition

Washington—Exhibitor inability to define the right-to-buy balking inclusion of this clause in the tentative code draft, Sol A. Rosenblatt pointed out that he "can't have the right-to-buy without the right-to-sell," said the deputy administrator.

INDEP'T FATIONS WALK OUT ON CODE

(CoContinued from Page 1)

Walker group meeting at the Mayflower, they served notice that they will no longer actually participate in the conferences, but instead will present their views and analysis in writing. In addition to the Federation of the M. P. Industry, comprising independent producers and distributors, the independent fusion movement statement was signed by the following organizations:


The walkout leaves the M. P. T. O. A., including affiliated theaters, a few independent exhibitors, producers and major producers and distributors remaining in active participation in meetings. The fusion movement meeting yesterday noon after rumblings early in the morning following the independent con-fab at the Wardman Park Hotel when Rosenblatt called the exhibitor meeting to order. Allied and other units' representatives were absent. Just before noon, Tom Murray arrived as ambassador for the insurgents, bearing a communication addressed to the Deputy Administrator and stating the group's position. After the meeting Rosenblatt declined to comment on the contents of the letter.

The independent producers' move was actuated by lack of a clause in the code preventing restrictions on double features. One of the principal complaints from exhibitors is understood to be lack of provisions covering the right to buy.

Dameron a Prof.

Washington — Kenneth Dameron, deputy administrator in charge of the bank, has been appointed a professor of economics at Chicago University.
WHO'S AFRAID OF THE BIG BAD WOLF?

*with a bow to Walter Disney
these PARAMOUNT PICTURES will keep

"GIRLS IN A BOAT"

"THE SKY'S THE LIMIT"

"SHE MADE HER BED"

"TILLIE AND G"
W. C. Fields
Directed by Leo McCarey.

"HELL AND V"
Directed by V.

"WHITE"

The illustrations are reproductions of Paramount Press Sheet Covers.
The wolf away from your door for many years!
and the BIG, BAD WOLF got it in the end!

Paramount's "TOO MUCH HARMONY" brings best business in 10 months.

Paramount's "TOO MUCH HARMONY" brings best business in 15 months.

Paramount's "TOO MUCH HARMONY" Best business in 14 months.

Paramount's "TOO MUCH HARMONY" Best business in 12 months.

Paramount's "TOO MUCH HARMONY" does 200% of average business.

Paramount's "TOO MUCH HARMONY" Best business in 8 months.

Paramount's "TOO MUCH HARMONY" 200% of average business.

Paramount's "TOO MUCH HARMONY" Best business in 2 years.

Paramount's "TOO MUCH HARMONY" Best business in 2 years.

if it's a PARAMOUNT PICTURE it's the best show in town!
**SHORT SUBJECT REVIEWS**

"Jack and the Beanstalk"  
(Once Upon a Time Series)  
P. A. Powers  
Swell Color Cartoon  
7 mins.  

Kids will go wild about this one. It is entirely in color and the animation which was handled by U. B. Iwerks is unusually smooth. The story carries out the immortal fable with several up-to-date gags interpolated. Musical background fits the mood. Cinecolor was the process used.

"The Dish Ran Away with the Spoon"  
(Looney Tune)  
Vitaphone  
A Dandy  
6 mins.  

This is the first in this series under the able pen of Leon Schlesinger and it ranks among the best in cartoon comedies. Gags are plentiful and laughs come in quick succession. It is all about the troubles of a man spoon and a pretty lady dish who are pursued by a big ugly wad of dough. The film starts with a bang and never lets up on action or humor.

Mickey Mouse in  
"The Steeple Chase"  
United Artists  
7 mins.  

Swell  
Right up to the standard set by this Walt Disney series. Shows Mickey doing his usual steeplechase course with the usual interventions, comedy gags, etc., and wins for Mickey. The cartoon has a musical score, by Frank E. Churchill, who is famous now since he wrote the "Big Bad Wolf" ditty for "Three Little Pigs."

**A LITTLE from "LOTS"**  
By RALPH WILK

**HOLLYWOOD**

SALLY EILERS and Herbert Mundin will appear with George O'Brien in "Hear to the Hoof." Sol Wurtzel Introduction for Fox.

George O'Brien and his wife, Margarette Churchill, planned a trip to New York after he finishes "Frontier Marshal." After spending their Christmas holidays in the east, they may sail for Italy.

A Panchon & Marco unit has been added to a sequence in Monarch's "Man of Marble." "Man of Marble," which starts its second year this week, plans 16 features for 1933-34, according to John R. Freuler, president.

Fox has added Lya Lys to "Jimmy and Sally," and Mona Barrie, Australian actress, to "Sleepers East."

May Robson and Richard Cromwell are slated for the mother and son roles in Columbia's "The Most Precious Thing in Life."

"Joe Palooka" will go into production next Monday as the first feature picture since "I Cover the Waterfront," produced by Harry M. Goetz and Edward Small for United Artists release. Cast will include Jimmy "Schnozzle" Durante, Lupe Velez, Stuart Erwin, Robert Armstrong, Rochelle Hudson and Marjorie Rambeau. It will be directed by Benjamin Stoloff. Reliance also will make "The Count of Monte Cristo" and "The Shanghai Gesture."

Paramount's "Search for Beauty," for which an international contest was conducted, goes in work Oct. 23 following the arrival of the winners from various parts. Erle Kenton will direct. Leading roles already have been assigned to William Frawley, Buster Crabbe, Toby Wing and Ida Lupino.

Richard Cromwell has been signed to a new contract by Columbia.

Gus Mels, Hal Roach director, is a great lover of the outdoors. For "The Birds to Nature," featuring Thelma Todd and Patsy Kelly, he desired an ideal camp site. He made an extensive search and ended by having the "camp" built in the studio.

Two graduates of The Film Daily are making their presence felt in the city. They are Michael L. Simmons and Manuel Komroff. Simmons is the co-author of "The Bowery to Nature," featuring Thelma Todd and Patsy Kelly, and he desired an ideal camp site. He made an extensive search and ended by having the "camp" built in the studio.

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Sam Taylor is a tennis enthusiast. While on his recent trip to England he found of time to attend the matches at Wimbledon. His brother, Matt, now writing fiction for magazines, is a former college tennis star.

Edward Sutherland, who directed "Too Much Harmony," has as his

**SAYS MAJORS CAN'T BAN DUAL FEATURES**

(Continued from Page 1) said, and in event disputes arise they can take them to local grievance boards. Cancellation clause of the optional standard contract, made compulsory under the code, takes care of block booking. He declared. Owing to the S-S-S cancellation privilege under the NRA, the industry must supply data as to operations of the code, he pointed out, thus placing the Administrations in a position to determine whether abuses still exist. Rosenblatt reiterated his former statement that if the code does not prove workable in any respect, the provisions so involved can and will be changed. If independent producers can say anything new as regards the code, they still have the opportunity, stated the deputy administrator, who said no deadline for code completion has been set.

Grievance boards setup follows the plan outlined by Milton Weisman, stated Rosenblatt. He insisted that no recess will be called and work must be continued at current meetings.

**12 Houses Reopened**  
In Phylly Territory  
(Continued from Page 1)  

European, Keith's, Benson's, Fay's and Girard, all this city; Grand, Lancaster, and the Dillenburg in Dillsburg. The Y. M. C. A.'s Carney's Point, N. J., also has resumed showings.

Lillian Miles at Palace  
Lillian Miles, torch singer who has appeared in several pictures, will be in the vaudeville bill opening Friday at the Palace. Warner's "At the Bureau of Missing Persons" is the upcoming film.

next Paramount assignment the direction of "Funny Page."

Helen Man and Warren Wilson, latter known as Warren Burke, writer for Harold Lloyd, have filed marriage intentions.

Judith Allen is at work on her fourth consecutive Paramount lead, stepping into a featured part in Zane Grey's outdoor romance, "The Thundering Herd," a week after finishing "Hell and High Water."

**Mexican Radio Tieup**  
Mexico City — Ambrose S. Dowling, RKO executive, has arranged a tie-up with radio broadcasting station XEW of the most powerful stations on the North American continent, for the dissemination of radio pictures production news throughout Mexico and Central America. "Radio Azteca," owner of the station, handled the deal for XEW.

**World Film Parley Opens**  
Geneva—With Curtis Everett, American Vice-Consul, representing the U. S. in international copyright conferences, removal of duties and other restrictions in the world distribution of educational films got under way here yesterday.
THE FOREIGN FIELD

No branch of the motion picture industry is more important than the foreign field. Here the opportunity for progress and advancement, under new and unique conditions, again compellingly presents itself. The Film Daily Year Book, annually, covers the foreign field thoroughly, comprehensively, and intelligently. The foreign statistics and informative data that it contains are accurate. In its advertising pages, too, will be found a complete reflection of "Who's Who" in responsible U. S. Export and Foreign Film Circles. Last but not least—the circulation of the Film Daily Year Book is decidedly International.

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A Copy Of The Coming 1934 Edition Will Be Found Upon The Desk Of Practically Every Important Motion Picture Executive IN THE WORLD
TIMELY TOPICS

Success of Stars
Depends on Normalcy

Motion picture history teaches all who study it that the longest-lived of the stars are those who lead normal lives, keep out of the headlines and behave themselves as practical human beings. Mary Pickford, during the twenty most successful years of her life, kept her head, went scandal-free and for two decades was one of the greatest box-office attractions the motion picture theater ever knew. There are many others with lesser, but equally illustrative records. Marie Dressler proved to the last doubting Thomas that a middle-aged actress can achieve considerable color by being normal—and through normalcy became one of the most successful performers of her day. Janet Gaynor is not an actress who desires or gets very much from front page space. She doesn't go in for daring things, doesn't make a habit of attending parties, but prefers the quiet and comfort of her home—and Janet is and has been a leading money-maker and box-office earner for many years.

Among the men stars there is one exceptional case to prove the point that normalcy is a motion picture actor's greatest asset. That actor is Warner Baxter, who can boast that "this thing called glamour" has touched him but rarely during his twenty years of stage and screen work.

Paramount.

The Screen Needs
Simple, Human Stories

The simple, human story combining romance and comedy was the foundation of motion pictures and it remains today the most important feature of the screen story. The story with characterization and romance always is audience fare. Theatregoers like to see the hero win the heroine and they like to hiss the villain. It was so at the beginning of pictures, and it remains so today.

—Robert Ellis

EXPLOITETTES

Dep't Store Tieup
On "Silly Symphony"

United Artists worked out an effective tie-up with Gimbel Brothers and the Radio City Music Hall during the showing of Walt Disney's Silly Symphony, "Lullaby Land," at the Music Hall. Gimbel's devoted a window display to a series of original drawings from "Lullaby Land," together with a blow-up in color of one of the scenes from the picture. This blow-up was used as a background for nursery merchandise.

The department store also used a newspaper advertisement that was virtually an advertisement for "Lullaby Land" and the Music Hall. "Roxy" used several of the originals from "Lullaby Land" in the Music Hall lobby, and a card calling attention to the display at Gimbel's. This marks the first time Roxy has ever given a store credit in the lobby of the Music Hall.

—United Artists

Beer Bottles for Unique Ballyhoo

Manager Terry McCary of the Ideal in Corsicana, Tex., put over a smash campaign on "Scarface," playing a special return engagement at that theater. On the day that beer became legalized in Texas he distributed a thousand beer bottles to which were attached circulars carrying the ad: "Buy your beer from me or get stuck! That is the message you might get if 'Scarface' came to Corsicana. See the picture at the Ideal, Sunday-Monday." The bottles were donated by the police department grata and they also gave their permission to allow the bottles to be distributed.

—Ideal, Corsicana, Tex.
N-E-W-S O-F T-H-E D-A-Y

Beaver Falls, Pa. — The Regent, now operated by the new Beaver Valley Amusement Co., has opened with strict films. Benjamin Greenawald is president of the company and H. Goldberg is general manager.

Bellefontaine, O. — Schine Enterprises have leased the Cort from M. A. Lebonsburger, and for the present will keep it dark.

Dillonvale, O. — The Palace has reopened with strict films.

Alliance, O. — Strand has reopened with second runs.

Worcester — “Forgotten Men” at the Elm Street Theater grossed a new house record for the house at the prices now prevailing, it is announced.

Oakes, N. D. — The Grand has been reopened by E. A. Moe, who acquired the interests of the Dakota Amusement Co.

Dunseith, N. D. — H. J. Douglas has bought the interests of S. R. Cook in the theater.

Chicago — Barney Balaban has contracted for RCA high fidelity sound in three B. & K. houses, the Luna, Kankakee; Rialto, Kewanee, and LaSalle, LaSalle. Same type equipment is being installed in the Argonne, recently acquired by Esanes circuit.

Manson, Ia. — O. W. Tuel has reopened the Manson.

Panora, Ia. — The Royal has reopened under E. C. Preston of Superior, Nebr.

Providence — Castle Amusement Corp. has been chartered here. Incorporators are Arthur B. Scott and Patrick S. Cosgrove, both of Boston, and Frieda Silverman of Winthrop, Mass.

Alta, Ia. — J. C. Eding has opened the Majestic with new sound on film equipment. He plays two shows a week.

Hartford, Conn. — The Poli-Palace reopens Friday with Charles L. Benson as manager and Robert Hart as assistant. The house will play “Dinner At Eight” on a road-show basis.

Detroit — Eddie Atkinson, former booker at the Modern, which Trans-Lux has reopened with features and shorts, has returned to New York, Herb Jennings is managing the house, with William M. Joyce as assistant.

Detroit — Alteration of the new Shamrock Pictures studio, the building used by Wilding before moving to new quarters, is expected to be completed by Nov. 1, according to B. C. Fassio, general manager. Shamrock plans a series of features.

Boston — Edward G. Garrity, manager of Loew’s Columbia Theater, is running for councilman.

Hershey — The Hershey Community Theater has resumed vaudeville with pictures.

Detroit — Monroe Theater, downtown grill house, has been reopened by Sam Mintz. Morris Carroll is manager.

Indianapolis — Indiohe Theaters, Inc., (Ohio corporation) has been admitted to do business in Indiana.

American Theater of Evansville, Inc., has filed articles, incorporators being Isadore Fine, Oscar Fine and Jesse D. Fine.

Denver — Sam Feinstein has resigned from the Universal Sales Staff. Lon Hess goes to the franchise exchange. J. H. Hommel and E. L. Walton have been added.

Marinette, Wis. — The Strand theater, reconstructed, has been reopened by Madagan & Luerman Co., also operators of the Fox. E. R. Brennan, manager of the Fox, is acting as manager.

Sheboygan, Wis. — The Fox observed its 10th anniversary by revering to its original name, the Rex. Ernest Hoffer is manager of the house, formerly operated by Fox-Midwest.

Green Bay, Wis. — Articles of incorporation have been filed by Green Bay Operating Co. to operate theaters. Incorporators are G. N. Blatchford, H. J. Fitzgerald and Charles Loewenberg.

Birmingham — Olan Fikes has been made manager of the Galax, Wilh house.

Birmingham — “Pap” Roberts of Atlanta has acquired the East Lak neighborhood house, and is reopenin it on full time.

Harrisburg — The Colonial and Victoria, Wilmer and Vincent house will go on a semi-split-week policy. One week the Colonial will play a picture a full week, the next week two pictures in the six days. Whi the Victoria is on full week, the Colonial will be on a half-week plan and vice versa.

Detroit — L. A. Fill, a newcomer to the theater business, has bought the Mack, east side house, from Warren Carmer and is managing it personally.

THE FILM DAILY

Friday, Oct. 6, 1933

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Mae West
Will Rogers
Ann Pennington
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Hil Lenny
Patricia Ellis
and hundreds of others

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DOROTHY MONTGOMERY
MARIAN MASH
SANDY MINNICH
OWEN MOORE
PAG O'BRIEN
CLUE WESSEL
LAURA LA PLANTE
BENNY RUBIN
JOSE RUBIN
LANNY ROSS
RUTH RONAN
EDITH ROANE
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DIRECTION: S. GREGORY TAYLOR
From Stenos to Writers
West Coast Bureau, THE FILM DAILY
Hollywood—Three former secretaries of Panaro, before joining Panaro, have been promoted to the writing staff by Emanuel Cohen. They are Eleanor McClean, secretary to Joe Steinberg, Mary Flannery, secretary to Marion Gering, and Jane Storm, formerly with Viola Brothers Shoe.

MPTOA DELEGATION
IS STAYING ON JOB

The mayflower after the exhibitor session with Sol A. Rosenblatt.

We will stay as long as necessary,” declared Kuykendall, and other M. P. T. O. A. leaders supported him in the statement.

Many Theaters Report Records With “Harmony”

“Too Much Harmony,” Paramount musical, is breaking records of box office records throughout the country, according to reports reaching the New York office. At the New York and Brooklyn Paramounts, the Los Angeles Paramount, the Metropolitan, Boston, the United States, Paterson, and the Bayview, “Too Much Harmony” beat any picture that has played those houses since October, 1932. At the Paramount, Springfield, nothing has reached it in two years. At the New¬

man, Kansas City, the Alabama, Birmingham, the Texas, San Antonio, and the Paramount, Omaha, it doubled the average business.

At the Hippodrome, Buffalo, it grossed one and a half the normal business. At the Capitol, Worcester, and the Paramount, New Haven, it did a full week’s business in two days. At the State, Portland, it did a week’s business in three days.

Guts 7-Year Contract
West Coast Bureau of THE FILM DAILY
Hollywood — Dorothy Wilson, former Hollywood studio stenographer, was signed to a seven-year contract by Charles R. Rogers yesterday and chosen to replace Ann Sothern in the leading role of “Eight Girls in a Boat,” which he is pro¬

ducing for Paramount. Miss Sothern was withdrawn from the cast under orders of her physician.

Judge Endorses “Wild Boys”
West Coast Bureau of THE FILM DAILY
Hollywood — Judge Samuel Blake of the Los Angeles Juvenile Court, after witnessing “Wild Boys of the Road” at the special show, wrote Jack Warner a letter endorsing the picture.

Vaude for Richmond House
Richmond — Vaudeville and pictures will constitute the policy at the National, Wilmer & Vincent house reopening next week with Frank O’Brien as manager.

50% OF PARA. LINEUP
FINISHED BY NOV. 1

(Continued from Page 1)

Living,” “Cradle Song,” “Alice in Wonderland,” “Sitting Pretty,” and “Anne She Made Her Beard.”

On location are “Four Frightened People,” “Pardners,” “The Thundering Herd” and “Eight Girls in a Boat.”

Now being edited are “Hell and High Water,” “Tillie and Gus,” “Duck Soup,” “The Way to Love” and “White Woman.”

Ready for production are “Chrysalis,” “Search for Beauty,” “Kansas City or Bust,” “Lives of a Bengal Lancer” and “Scarlet Parade.”

Harriet Lake With Columbia
Harriet Lake, stage player, has been placed under long-term con¬

tract by Columbia and will play the leading role in “Let’s Fall in Love,” musical comedy drama which will go into production in the next few days.

“Harmony” Big in K. C.

Kansas City — “Too Much Har¬

mony” opened to the largest crowds since “ Farewell To Arms,” according to George Baker, manager.

New Mainstreet Record
Kansas City — Columbia’s “Lady For A Day” broke all known records at the Mainstreet last week for straight picture.

Dupont Gets Printing Contract
Pathe Laboratories has closed con¬

tracts to do the printing of the Pathe News reel and the Van Beuren shorts.

Chi Parade Helps West Premiere
Chicago—Paramount’s cavalcade share in the NRA Day celebration on Tuesday with the world premiere performance of Mae West’s “I’m No Angel” at the Oriental. Opening at 6 p.m., the house did $4,800 during the first three hours. Audience re¬

sponse was so enthusiastic that many of Mae’s choice lines were lost in the laughter and applause.

Ready Reference Directory
With Addresses and Phone Numbers of Recognized Industry Concerns
What To Buy And Where To Buy It

Distributors

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MONARCH’S First 1933-34 “Marriage on Approval”

with

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ANN
VICKERS
by
SINCLAIR
LEWIS

with
IRENE DUNN
WALTER HUSTO
CONRAD NAGE
BRUCE CABO
EDNA MAY OLIVE

Directed by John Cromwell * A Pandro S. Berman Production
MERIAN C. COOPER, Executive Producer
Flat 10% Elimination Agreed Upon by Some Majors

ROSENBLATT AND INDEP'TS GET TOGETHER AGAIN

Paramount Will Finish Its 1933-34 Program in January

Work on 1934-35 Lineup Follows Immediately, Says Emanuel Cohen

Paramount's present production program will be completed early in January and will be immediately followed by the first films of the 1934-35 schedule, Emanuel Cohen noted at FILM DAILY yesterday in an exclusive interview. The current lineup of about 65 pictures will not be increased. Cohen also said that the financial condition of the

(Continued on Page 2)

REORGANIZATION SET
FOR 58 DENT HOUSES

Reorganization of the Dent Theater circuit comprising 58 theaters in Texas and New Mexico, and permission to form a new corporation in the operation of the houses was granted yesterday by Oscar W. Ehrorn, referee in bankruptcy for Paramount Public with a meeting of creditors. Karl Hohbitzelle will take over the management of the Circuit. The corporation will issue two bond issues of $800,000 and $700,000.


(Continued on Page 2)

LABOR MAKING COURT TEST
On Collective Bargaining

Milwaukee—A labor decision of interest to the movie industry is expected to be handed down Monday in the Circuit Court here. It is a test of NRA Section 7 granting em

(Continued on Page 3)

NEW ELIMINATION PROPOSAL
Would Affect Small Houses

Washington—Important major distributors have agreed to a flat 10 per cent elimination of pictures in contracts where average films cost $250 or less. This agreement, stated by Sol A. Rosenblatt yesterday, will affect thousands of small houses in the low rental division.

"No strings are attached to this clause," Rosenblatt explained. The provision does not disturb the 5-5-5 cancellation plan, which applies to all deals in excess of $250.

Music by Ear Exempt From Tax, Court Rules

Columbus—At a result of a decision by U. S. District Judge Benson W. Hough, in the case of Famous Music Corp. against Rosenblatt, Crawford, Strodeville cabinet owner, holding that when copyrighted music is played on a radio station a violation of the copyright law. Business Manager P. J. Wood of the M. P. T. O. of Ohio will seek a similar decision, to end payment of music tax by theaters. The ruling, first of its kind, is believed applicable to music in films played by theaters. Wood contends that, in view of producers having made arrangements with the American Society of Composers, Authors & Publishers for the use of music, exhibitors should be relieved of the charge.

80% OF THEATERS
Below IATSE Scale

Washington—Eighty per cent of the theaters in the country will be compelled to raise wages of operators and others to match I. A. T. S. E. standards if the clause in the tentative code is finally adopted, according to an estimate made yesterday by exhibitor leaders for THE DAILY. These theaters now employ men identified with unions other than I. A. T. S. E., or employees without union affiliations.

Code Doesn’t Satisfy
Union Representatives

Washington—With exception of Chorus Equity, union representatives are generally understood to be dissatisfied with Sol A. Rosenblatt’s tentative code. This is particularly true of I. A. T. S. E. leaders, who, despite wage scale concessions which exhibitors deplore, find considerable fault with the draft. According to their interpre

(Continued on Page 3)

ROOSEVELT MAY GET
CODE BY OCT. 18

Washington—In event the final draft of the code is completed by next Wednesday, as Sol A. Rosenblatt hopefully indicated last night, regular routine of handling codes should place it in hands of President Roosevelt by Oct. 18th for his signature. The average code so far has required about one week to pass through the NRA machinery after leaving the deputy administrator and being okayed by General Johnson. He asserted Johnson has

(Continued on Page 3)

Roosevelt Clarifies
Grievance-Zone Boards

Washington—Sol A. Rosenblatt has clarified the tentative code clauses covering local Grievance and Zoning Board setups which caused much apprehension among independent exhibitors by assuring this element of equal representation in groups. The independent exhibitor and distributor in

(Continued on Page 3)

More Honors for Marie

A unique tribute to Marie Dressler on her 64th birthday, Nov. 9, is planned by a group of ardent fans who, with the consent of M-G-M, have organized the Marie Dressler Birthday Club, headed by Mrs. Reuben H. Tannenbaum, Hotel New Yorker. The move is nationwide in scope, with movie clubs in different cities among the participants, and Mrs. Franklin D. Roosevelt will probably head the Washington unit of the clubs. Dressler is also being given a testimonial dinner next Tuesday in the Grand Ballroom at the Hotel Roosevelt, with a galaxy of prominent names on the committee.

Deputy Administrator and Indies Meet and Discuss
Points at Issue

By ARTHUR W. EDDY

Washington—Partial relations were resumed between Sol A. Rosenblatt and the insurgent independent code group last night when the Deputy Administrator attended a meeting of the fusionists at the Mayflower which he afterwards described as "harmonious." A brief press statement following the ses-

(Continued on Page 3)

OPERATOR QUESTION
AGAIN IN DISPUTE

Washington—The issue regarding increased number of operators in booths was injected again in the code controversy by the new A. T. S. E. demands that booths be considered in nationalizing its wage

(Continued on Page 3)
Paramount to Finish Program in January
(Continued from Page January)
Paramount production department is in "more than satisfactory shape" and that it will not be necessary for the company to borrow or secure moneys from any outside source to complete its $20,000,000 production budget.

"I expect the reorganization of Paramount will be complete within the next three months," said Coben. "Meanwhile we are coping away from any trustee supervision. The eastern studios will not be used for regular productions by this company, but rather for certain scenes in our production when it is more convenient or advisable to make them in the east. Coben later did not return to the coast for two weeks.

New Eng. Meeting Ends
Boston—With product as the major subject of discussion, the New England convention of Publix managers closed yesterday. Sales and advertising executives of practically all major distributing companies addressed the gathering.

Zion Myers Supervising 3 Series
West Coast Bureau of THE FILM DAILY
Hollywood—Zion Myers, new head of the Columbia short subject department, will supervise the series starring George Sidney and Charlie Murray, as well as the series of musical shorts and "Screen Snapshots."
ROSEBLATT, INDIES GET TOGETHER AGAIN

(Continued from Page 1) 

ion said that Rosenblatt, who spoke for the independent exhibitors, clarified several disputed points, indicated the group's analysis of Rosenblatt's tentative agreement and said the revisions would be completed by Wednesday and stated the independent exhibitors yesterday forenoon. They will not participate in any negotiations with labor in connection with the general exhibitor committee on that matter.

Independents who were signatories of the letter to Rosenblatt which accompanied the walkout Thursday confirmed their position, said the statement, which indicated that it was pointed out to the deputy administrator that time can be saved if the committee preparing the analysis and study is permitted to complete its work rather than present matters piecemeal.

No plans were made for other sessions with Rosenblatt, it was stated at the meeting, at which Charles O'Reilly presided. Statements by Rosenblatt and the insurgent leaders clashed as regards the manner in which the way was paved for the administrator to attend last night's meeting. Rosenblatt told the press that the committee comprising Lee Humenthal, Nathan Yamin, Ray Johnston and Calvin Baird invited him to participate. On the other hand, the independents claimed that Rosenblatt, through various contacts, sought the invitation to the session. This was emphatically denied by the deputy administrator.

Fusionists Still Have

Equal Voice on Code

Washington—The fact that the independent fusion group walked out of the regular meeting to protest modifications that would impair their standing as far as code proposals go, Sol A. Rosenblatt has stated that he will have an "equal voice," he said, "whether or not they return to the official fold is a matter of complete difference," he declared.

Code Doesn't Satisfy Union Representatives

(Continued from Page 1) 

tion, regular crewels will have to be wages of additional operators fed in to work beyond the 40-hour workweek, and rents should fall on exhibitors, say claim.

In Again

Washington—Despite action of the M. P. T. O. A. in walking out of the conference with all the other independent factions, the unit has no intention of severing its relations with the M. P. T. O. A. John Harrat, as chairman of board, told FILM DAILY last night.

WASHINGTON, NOV. 17

Washington NRA Sidelights

By ARTHUR W. EDDY

FRED WEHRBENBERG is worried over opening of a municipal auditorium in St. Louis which promises to add to the competition grief confronting exhibitors in that hamlet.

An added attraction at the Mayflower on Thursday was the entrance when leaders Elsie D. Rosenvelt to attend a Kiousian luncheon.

Accused of "walking out" on the code meetings, Harry Warner pointed to his golf bag and explained that he was attending to business.

National 5000 is just about the most important member in town. It belongs to NRA headquarters in the Commerce Building.

Lester Cowan, shining light of the Academy of M. P. A. and Sciences, has been elevated from his g successfully in a matter of unfair trade practices.

Arthur Unger has pulled out of Washington en route to the Coast.

Rosenblatt Clarifies

Grievance-Zone Boars

(Continued from Page 1) 

interest is strongly focused on setup and makeup of the Code Authority owing to its status as court of appeal and also because it appoints local grievance and zoning boards.

Under Rosenblatt's clarifications, grievance board personnel will include one affiliated exhibitor, one unaffiliated exhibitor, one affiliated distributor and one unaffiliated distributor. Rosenblatt's tentative draft, however, merely reads: "Board shall consist of two representatives of major distributors and two representatives of exhibitors."

In connection with revision of the clause dealing with zoning boards, the clarification makes room for two independent subsequent run exhibitors. In regard to both classes boards, the Code Authority is empowered to select an additional member in each instance if a deadlock occurs.

Labor Making Court Test

On Collective Bargaining

(Continued from Page 1) 

ployees the right to bargain collectively. The action was brought against Simplex Shoe Mfg. Co., with signalized labor seeking an injunction to restrain the defendant from interfering with the rights of employees to organize and bargain as a group.

New Players Signed

Donald Woods and Paul Kaye, two discoveries by Mike Connolly of the Whitley Agency, have been signed by Warners. Connolly also has placed Louis Mason with RKO for "Trigger."

WASHINGTON, NOV. 17

Washington, Monday—George Schaefer appears in improved health, regardless of code strain.

Charlie O'Reilly, who was one of the two coordinators when the code was originally drafted, is now one of the leaders of the independent fusion group battling against the Rosenblatt tentative version.

The I. A. T. S. E. gang won't talk. That is how they have nothing to say officially by way of comment on tentative draft.

Pat Casey insists he came to Washington in order to attend the World Series.

Joe Brandt and the missus, driving down from New York, had motor trouble.

In addition to Will Hays, his associates representing the exhibitors are Abe Hess, Dave Polfeyman and Earl Bright.

Sounding Out Prospects

For the Code Authority

Washington—Announcement of the Code Authority, setup including personnel, will not be made by Sol Rosenblatt until the code is completed. With this exception, he stated last night, the provision is still in process of formulation, with the deputy administrator understood to be sounding out prospects to determine if they will accept appointments.

Adds 16 MM. Releases

Chicago—Filmo Library has secured, for immediate release, four silent 16 mm. films picturing animal, plant, and Indian life in America's southwest. Titles are "Wild Animals of the Desert," "Wild Life on the Desert," "The Indians of the Painted Desert" and "Among the Navajo Indians."

Writing on Films in Medicine

Herman G. Weinberg, managing director of the Little theater, Baltimore, has been commissioned by the International Review of Cinematography, a branch of the League of Nations, to make a survey of the film in medicine.

"Bowery" in Dual Runs

Denver—"Bowery" goes into the Denver and Aladdin on Oct. 12, and "Bowery Thru a Keyhole" on Oct. 26. Both are United Artists pictures and make the fourth of theirs to be booked day and date in Denver, which is a record for any one company.

Expect Few Code Changes

Washington—"I expect no radical changes in code," Sol Rosenblatt at a press conference yesterday afternoon. He declined to indicate what extensions might be revised before receiving his approval.

ROOSEVELT MAY GET CODE BY OCT. 18

(Continued from Page 1) 

not intervened to fix a deadline for completion of the code.

Labor provisions of the code are nearly finished, declared Rosenblatt last night. Article 9 of the producers' draft has been completely revised, he stated. This clause deals with relations between agents and producers and will be considered at a meeting of agents' representatives today.

Producer Article 10, long a center of controversy and concerned with star raids, is still being re-drafted and in all probability will not be ready today. Attending today's conference with agents will be Ralph Blue, Louise Silcox, Frank Gillard, Louis B. Mayer, Sol Rosenblatt and Rosenblatt. Rosenblatt said he has definitely decided not to reconvene the public code hearing.

WASHINGTON, OCT. 17

Roosevelt May Get Code

By BERNARD SHAW

Washington—Roosevelt may get the motion picture code by the end of October, according to reports from producers. President Roosevelt has called the producers to a conference on the code Oct. 25.

Washington—It is expected that the code will be ready by the end of October, according to reports from President Roosevelt. President Roosevelt has called the producers to a conference on the code Oct. 25.

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THE ZION DAILY

Saturday, Oct. 7, 1939

**THE DELUGE**

with Peggy Shannon, Lois Wilson, Sidney Blackmer

RKO

SPECTACULAR MELODRAMA OF WORLD'S DESTRUCTION IS SWELL STUFF FOR THE ACTION AND THRILL SEEKERS.

First of the Kelly-Bischoff-Saal productions for RKO, and also marking the debut of Felix Feist Jr. as a director, this is the film the best not only in American Pictures but the most entertaining movie fans want spectacular action and thrills. It is a rather fantastic conception, depicting the destruction of the world. The opening of this film with the exciting picture story of Peggy Shannon, whom they believe to be the only remaining woman. Blackmer takes her as a wife, while Moore goes out and finds some more men alive, whereupon they make an attempt to get the woman, but fail. Then the husband's former wife, Lois Wilson, turns up, and it is between the woman and her husband with a solution reached when Peggy Shannon takes off. Picture has enough unusual points to give it box-office possibilities.

Cast: Peggy Shannon, Lois Wilson, Sidney Blackmer, Matt Moore, Fred Kohler, Ralph Horsley, Samuel Hinch, Edward Van Sloan.

Director, Felix Feist, Jr.; Author, S. Fowler Rice; Adaptors, John Goodrich, Warren Duff; Special Effects, Ned Vann; Cameramen, Norbert Brodine, William B. Williams; Recording Engineer, Hans Wessen; Editor, Rose Loewinger.

Direction, Good; Photography, Good.

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**NEWS of the DAY**

Detroit — Nate Platt has been transferred to Chicago by Publix to supervise several B. & K. houses.

Chicago — Robert Michels has been appointed manager of the Argyle. The Argyle, reopened this week by Essaness circuit.

St. Louis—Louis and Joseph Ansell have reopened the Midtown Empress on Olive St. with subsequent run of double features.

Cleveland — Adolph Buehrig, Jr., has been transferred from Loew from Canton to the Granada here.

Alliance, O.—Ray Wallace, former city manager for Warner theaters, has been named the manager of the Strand, recently reopened under direction of Tri Theatres.

Oil City, Pa. — Kenny Kenfield, manager of a Harris theater here, will resign Nov. 1 to manage DuQuense Gardens, Pittsburgh.

Akron, O. — Allen B. Simmons, owner of the Akron theater and Station WADC, announces a studio will be opened about Oct. 20 at the Hotel Cortland, Canton.

West Sullivan, Me. — The Alhambra has reopened with straight pictures b. P. D. Murch.

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**ALLONG THE RIALTO WITH PHIL M. DAILY**

• • • LOOKS AS IF the New York "Times" has gone definite on Small Screen. Last night Paramount announced their current bill at the Broadway Paramount, including a photo of the lovely undraped figure of Sally Rand in her famous Fan Dance, and what the Sunday School Advisory Board of the "Times" ad didn't do with it? Why, they had an artist sketch in a Pair of Tights on the Nude!...that's what you might call the Height of Hips-Hooraay! (giving a second unbelieving look, we note they also added a Brassiere), all on Sally's Ankles, we claim it is Misleading Advertising to the public goes to Paramount expecting tights and brassiere and are delighted at NOT gettin' 'em.

• • • WITH EXTREME regret we note that Mrs. Frank Borzage, wife of the director...gave a cocktail party for her Hotel Warwick suite to which we were not invited...but we can afford to be magnanimous about it as we were attending a private cocktail party for the Patrons...by Dan Doty for Fox Movietone at the same hour...Mrs. Borzage's guests included Irene Bordoni, Neville Fleson, Nat Burns, Grace Allen, Mrs. Reed Albee, Mrs. William Anthony McGuire, A. C. Blumenthal, Jack Whiting and others.

• • • A STRAW vote for mayor of New York will be conducted by all RKO theaters in the metropolitan section...patrons place their votes in ballot boxes in the lobbies then announced daily on the action. "Spilled Salt," first of Master Art's series, Pet Superstitions, proved a real novelty this week or the Mayfair program.

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**CHARLIE CHAN'S GREATEST CASE**

with Warner Oland, Heather Angel

WARNER OLAND SCORES AS CHARLIE CHAN IN CLEVER MURDER MYSTERY WITH STRONG CLIMAX.

One of Warner Oland's finest roles in his Charlie Chan series is on display in this Earl Derr Biggers detective murder mystery. The famous detective has a new, larger-than-life personality in this film and the manner in which Warner Oland plays the part is calculated to please a public that has been influenced by the director for the character in the original Biggers stories.

The locale is Hawaii, with Robert Warwick the murderer. Adolph Menjou as the local police chief makes a definite and strong showing.

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**A LITTLE FROM "LOTS"**

By RALPH WILK

HOLLYWOOD

Otto Kruger, the stage star who is now much sought after in pictures, has been signed by the Schenck-Zamme 28th Century Pictures for "Gallant Lady," with Ann Dvorak and Olve Brook, Columbia also has signed Sterling Holloway, and Frankie Darro for "Advice to the Lovelorn." Both will be United Artists releases.

Zsa Zsa Gabor will appear in another RKO issue, "Wild Birds," while Elizabeth Allan has been signed for the feminine lead with John Barry more in "Long Lost Father."

Lena Malena returns from retirement to appear in "What's in a Wife," a new comedy being directed by Charles Lamont for Educational Pictures.

Lee Tracy, star of 28th Century's "Advice to the Lovelorn," has bought a ranch in Escendine.

Columbia has assigned Donald Cook to the male lead in "Fog," while Henry Wadsworth and Wheelock McShea have been cast in "Hold the Press."

Jack Holt's next for Columbia, "Man of Steel," has been perpetually titled "Master of Men."
Dual Ban in Detroit is Put Off by Allied’s Stand
CODE DRAFT FINISHED EXCEPT FOR TWO CLAUSES
Stronger Product Helping Exhibitors Boost Admissions

any Houses Putting Up Prices With “Footlight Parade”
That numerous exhibitors around this country are counting upon new fall product as a means of helping them to restore higher admission prices is reported by Andy nth and Grad Sears, Warner M. theater managers have told Smith and Sears at the will institute their boost scales with the showing of “Footlight Parade,” and, since most of
(Continued on Page 2)

LEVELAND EXHIBS
HOLD TO ANTI-DUALS
Cleveland—At a general meeting last week, the Exhibitors Ass’n returned a motion passed last summer to cut double features to once a week and none on Saturday or Sunday. The unit also formally ousted against the Plain Dealer compelling exhibitors to advertise.
(Continued on Page 3)

New’s Seek to Reduce Rentals in Cleveland
Cleveland—Reduction in rentals reported to be the main objective of the friendly foreclosure action last week in connection with the Ohio Theater Inc. No upset ownership or management is anticipated in the reorganization move.

Revised “Emperor” for South
A version of “The Emperor Jones” with elimination of the word “nigger,” which occurs 24 times in the action of the film, is being prepared by United Artists for showing in colored theaters throughout the south. Delaware the word is in deference to the wishes of Negro newspapers, colored societies and others. The original print, however, will be shown in white theaters.

The Daily Newspaper Of Motion Pictures
Now Sixteen Years Old

Starting Before Breakfast
To accommodate the anticipated jams at the showings of Mac West in “I’m No Angel,” which starts Friday at the New York Paramount, the house will open at 9 o’clock in the morning. Early openings for the engagement of this picture also are planned in other cities. At the Piblex State in Detroit the Mac West film opens tomorrow for an extended stay with performances running from 9 A.M. to 2 A.M., the longest stretch ever booked for a local major house.

Franklin Defends Circuit Operation
Classing as a “pet theme” the theory that independent theater operation is better and more productive than circuit operation, Harold B. Franklin in an exclusive FILM DAILY interview, declared that those on the side of independently-run houses are not backed up by facts but hold to their beliefs because “a depression-ridden industry is unsure of itself.”

“The huge task of circuit management in adjusting rents, interest charges and operating expense, scaling down their expense to meet present-day conditions, was one most independents did not have to meet,” said Franklin.

“The flexibility of theater operation, of the Seventh Street Theater in Minneapolis to the Radio City Music Hall, from the oldest theater to New York’s newest amusement enterprise, and from one of the smallest theaters, the Cameo, to the Radio City project, brings to the circuit a wealth of experience that must reflect to the benefit of the whole picture and is one with which independent management cannot compete. Circuit operation, conducted with flexibility so that each situation locally is given individual attention by local management and is guided sympathetic in according to the showman’s viewpoint in the home office, is an unbeatable combination.”

Double Stand by Richey Delays Detroit Dual Ban Until Nov.

Detroit—Due to dissemination in the ranks of Allied Theaters of Michigan, arising chiefly from the fact that H. M. Richey, who negotiated the elimination of double features in this territory, later joined Allied States Ass’n representatives in favoring duals, the agreement to discontinue twin bills has been put off for at least a month, which would make the effective date Nov. 15.

At a stormy meeting here last week, two factions of exhibitors were in sharp conflict and some expressed regret at having signed the dual elimination pact. With the national Allied organization having gone on record in favor of double features, Detroit will probably be selected as the test spot in the controversy.

Provisions on Labor and Contract Talent Still Being Revised
By ARTHUR W. EDDY
Washington — Indications early this morning were that the tentative industry code was not to be completed without the exception of clauses dealing with labor and star salaries, which remain in process of revision. Group conferences considered drafts of the disputed provision over the weekend.

Although he will not use the word “deadline” in describing his hope that the tentative draft will be completed Wednesday of this week, Sol A. Rosenblatt still insists that every effort is being made to reach that goal. The independent fusion group’s attorneys working on their own analysis and proposals for the code.
(Continued on Page 6)

SOL A. ROSENBLATT
TO SPEAK IN SOUTH

First public appearance of Sol A. Rosenblatt as Deputy Administrator outside of the code conferences is scheduled for the annual convention of Southeastern Theater Owners’ in Atlanta on Oct. 29-31, when he will clarify various provisions and generally study conditions. Exhibitors from 11 states, including Ed Kuykendall and other M.P.T.O.A. officials, will participate.

AS WE SEE IT
... six hours from Broadway
BY JACK ALICOATE
WASHINGTON, Sunday—The code of motion pictures is still making progress, slow but sure, along its rocky road. Because it looked well-nigh impossible, its present status, harmonizing to a great extent the discordant notes of almost every spoke in the cinema wheel, it speaks worlds of praise for those, including head-man Rosenblatt, whose untiring and valiant efforts have kept it from floundering upon the rocks of selfishness and discontent. Here in Washington, due to the very intensity of these
(Continued on Page 2)

Double in Fans
Two theater men passed by the Paramount yesterday and noticed the crowds waiting to get in. "What’s the big attraction?" asked the first. "Oh," replied his partner, "it’s Bing Crosby dancing with just a couple of fans." "Just a couple of fans!" exclaimed the first. "Well, how about us putting on a dance with FOUR fans?"

The 1934 Film Daily Year Book. An Advertising Opportunity.—Advit.
code proceedings, one is apt to lose sight of what is beyond. Even the sun can be blocked by a silver dollar, when held close enough to the eye.

The motion picture industry is going to have a code. That's as sure as the bills on the first of next month. Those who do not live up to the conditions of the code, whether signing it or not, will be deprived of the right to fly the Blue Eagle. That too, is a certainty. Once the code is signed, sealed and delivered, the red lights of uncertainty will be replaced by those of "Go-Ahead" green. The road will then be clear again for constructive thought and progressive development. At present, the industry is on dead-center. Buying, selling, building, remodeling, re-equipping, new projects, are all as cold as this summer's straw hat. In fact, everything is at a standstill, excepting production, and that, as it should be, is booming.

All that one has to do, to realize that, will be no battery of splendid box-office product for the coming fall and winter seasons, is to give but a minute's thought to the string of current Broadway offerings. In addition, our undercover agents in that territory just west of San Bardo, where they come 'em, pass along the info that there are more fine pictures in the coming fall than has been the case in many a semester. Once got this irritating code thing settled, and then get the boys that use their heads for constructive thinking purposes out of the Washington trenches, and this merry old industry of supplying screen entertainment to our many millions will be well on the road back to sanity and prosperity.

A ND as a family thought. If you get a kick out of your industry. And who does not? You'll get a handy collection of smiles, chuckles and laughter from Warner Bros. "Footlight Parade." If you are a voter in the village you'll recognize plenty of the home folks, as well as a likely proportion of conventional situations, comic and tragic, that come up most every day in film land. Further, they may account for a deft and understanding hand, in directorial reflection of what is constantly going on behind the front office and studio gate. Aside from all this, "Footlight Parade" looks like important money at the B.O.

Cleveland Exhibitors

Holding to Anti-Duals

(Continued from Page 1)

tise in the theater directory six days a week, using a minimum of two lines, in order to get in the Sunday directory. Those not using the directory regularly must take a minimum of 14 lines at 55 cents a line in the Sunday section. Regular directory space is 90 cents a line.

H. W. Savage Dies in Atlantic City

Atlantic City—H. W. Savage, 55, pioneer movie owner and operator of this city, died at his home over the Alcine theater last week following a short illness. Savage opened the Elite, one of the first flicker houses here, on the site of present Earle. Four years later he took over the Royal, now the Alcine.

M-G-M Gets "Nancy Stair"

M-G-M has acquired screen rights to "Nancy Stair," novel by Eleanor Macarthy Lane, and also to the dramatized adaptation of the novel by Catherine C. Cushing.

WARNERS REOPEN TWO HOUSES

Warners have reopened the Majestic in Mansfield, O., and the Ohio in Lima.

WARNERS BUY LONDON PLAY

"The Key," London stage play has been acquired by Warners.

Branches in Orient

Planned by Columbia

Expansion of activities in the Orient will be started by Columbia this week with the opening of a branch of the studio. Further, they may account for a deft and understanding hand, in directorial reflection of what is constantly going on behind the front office and studio gate. Aside from all this, "Footlight Parade" looks like important money at the B.O.

Adolph Zukor is due back in New York the early part of this week from the coast. MARCUS HENRI DE LA FAUSE has sailed for Europe on Saturday aboard the Lysithea. DRESSEL from the west coast will be at Washington as a guest at the White House. GEORGE BARTLETT is due back in New York from London early this week. GEORGE BARTLETT, JR., returns to New York from the coast Wednesday by airplane.

MORT BLUMENSTOCK of Warner Theater is due back today from New York to a trip to New Haven, Washington, Pittsburgh, and Philadelphia.

BOOOSTING B. O. SCALES WITH STRONGER FILMS

them expect to play the picture for extended runs ranging from two to five weeks, it will serve to make the higher scale pretty well established. A nice fiber is going on. Oct. 12, is jacking up matinee prices 10 cents and evening prices from San Francisco to New Haven, New Haven, is upping all day prices 10 cents, and so is the Warner, Memphis. Others who intend to jack up matinee with "Footlight Parade" include Ike Libson's Cin- cinnati Keith's, the Capitol in Salt Lake City, Lou Neitzel's Sprechkes theater in San Diego, Alex Berry at the Circle in Indianapolis. Ed Fay in Providence, the Cleaveland, the Warner in Youngstown, the Stanley in Pittsburgh, John Hamrick's theaters in Tacoma, Seatle and Washington, and the Strand in Albany.

By giving the picture a terrific buildup in each case, no trouble is an elevated in getting the higher price. Smith and Sears believe. In fact no early dates are being okayed on the pictures unless a big advance campaign is assured, and no bookings at all will be made where less than 15 cents admission prevail. All price increases of the release engagements granted to date have already had from the five weeks' advance plugging.

Two Indicted in Warburton Attack

Hollywood—Confessing to a plot to mar the features of John War burton, screen actor, Martin Block and R. J. R. Neale of Loew's, it was dic cted by the grand jury. A. White and S. Bartlett were called to testify on the trial, but the deputy district attorney said that the grand jury evidence had cleared Miss White and Bartlett of any connection with the plot.

Dezel Gets Missouri Rights

Chicago—Al Dezel of Road Ship Pictures has taken over distributing rights to "Seventh Commandment" for the Missouri territory. The picture has had a run at the Hollywood, downtown St. Louis house and has moved to the World's Grand Ave. for an additional extended run.

Coming and Going

"The Case of John Day" is announced as the final title for M-G-M's Richard Dix vehicle, formerly known as "Forever Faithful."

FINANCIAL

NEW YORK STOCK MARKET

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NEW YORK BOND MARKET

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Kircher Quits Mich. Allied

Detroit—Edgar A. Kircher, manager of the family, has resigned from Allied Theaters of Michigan, of which he was treasurer and a director. He is understood his resignation was not accepted, and that Kircher agreed to remain until the annual meeting in November to avoid causing inconvenience to the association. Differences with H. M. Richley are said to be the trouble.
BAIT

FOR 20 MILLION PEOPLE!
INDIANA POLITICIANS SAY...

"IF YOU CAN'T LICK 'EM

..JOIN 'EM"

Can you imagine this? The other day an exhibitor said to one of our salesmen, “I’m afraid to play those Culbertson pictures . . . they may teach my customers to play Bridge and keep ’em away from my theatre” . . . how’s that for an excuse to pick your own pocket?

There are only twenty million bridge players in the country and that’s about one-third of the adult population of every man’s town, and a lot of ’em are staying away from the theatre right now!

When you go fishin’ you’ve got to have bait, don’t you?

You buy star pictures because you know they’ve a following . . . you buy popular novel pictures because they’ve been read and people want to see what the characters look like! In other ads we’ve told you a lot of interesting and surprising things about this fellow Ely Culbertson . . . bridge wizard and showman. Showed you where and why he gets more fan mail than a Hollywood queen . . . told you about his 4,000 teachers and their 600,000 pupils . . . showed you why he commands the front page of every newspaper, why one of his books sells more copies than the ten “best seller” authors.

—It’s because twenty million people are interested in him, what he says, what he does that they’ll lay their dough on the line to see him. Those are the folks that right now are dealing out the cards . . . the ones you want to pull into your theatre . . . and Mister. Ely Culbertson and his “My Bridge Experiences” are the bait! Bring those people in six times and you’ll be just six times better off than you are right now . . . and, besides, you’ve got a pretty good chance of convincing them that yours is a right nice opera house and that the movies after all are a nice change from staying home every night.

Well, we’ve told our story . . . RKO-Radio has the pictures ready . . . six of ’em, honeys! Funny, thrilling and darned good entertainment for everyone. When you book ’em, give ’em the works . . . advertise ’em as you would your biggest feature. There’s a real showman’s campaign book ready, filled with ads, publicity, stunts . . . we’ve posters, lobby displays, novelties galore to lure ’em in. This ain’t no side-show—it’s a circus!

Yes, sir, they’re playing bridge right now! “If you can’t lick ’em . . . join ’em.”
**The Broadway Parade**

- IN CASE the impression has got around in some places that we are infallible, we are glad to introduce Jack Cohn of Columbia with a squawk that proves we are not a few kooky lambs back in talking of an interview with Joe Cook. We gave the impression that his forthcoming pix for Fox to be made next spring will be his First Film Feature as Mister Cohn points out Joe’s first venture into Filmdom was Columbia’s “Rain or Shine” done three years ago – okay, Jack – score 1-0, favor you.

- A NEAT bit of work done by Joe Tisman, head of Warners’ Poster Dept., who designed those smash “personality herdals” for “Footlight Parade.” 12 different styles are used each 1000, each style shows either one of the stars, a different chorus beaut in the almost nude, or a spectacular scene in the musical hit. All are printed on stiff paper in colors suitable for framing and hanging up ... the sort of stuff the fans go for at the big houses. The Bradford in Newark, Stanley in Pittsburgh, Rogers Sherman in New Haven and the Lake in Cleveland have ordered anywhere from 40 to 100 thousand lots ... SOME accessory orders!

- ROY HAINES, metropolitan district manager for Warner, has sold “Gold Diggers of 1929” practically every theater circuit in New York City and vicinity ... Howard S. Cullman says the original Roxy will comply with the NRA code for chorus girls ... One of these philosophizing taxi drivers handed us a good line as the taxi meter soared ... “Wotinell good is this Recovery for ole NRA when a few Guys Have Got it ALL?”

**Picture**

- Foofight Parade
- Doctor Bull
- Night Flight
- Deluge
- I Loved a Woman
- The Good Companions
- Torch Singer
- Charlie Chan's Greatest Case
- The Bowery
- The Power and the Glory
- Bureau of Missing Persons
- My Weakness
- Her Unborn Child
- Winders Pictures

**Distributor**

- Warner Bros.
- M-G-M
- First National
- Fox
- Paramount
- Fox
- Warner Bros.
- Fox
- Fox
- Warner Bros.
- Fox
- Warner Bros.
- M-G-M

**Theater**

- Strand
- Capitol
- Hollywood
- Radio
- Mayfair
- 7th Ave. Roxy
- Palace
- Comed
- Geor. M. Cohan

- Follows Strand run.
- Subsequent run.

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**TWO-A-DAY RUNS**

- Dinner at Eight (7th week)
  - M-G-M
  - Fox
  - Criterion

- Berkeley Square (4th week)
  - Fox
  - Criterion

- S. O. S. Iceberg (3rd week)
  - Universal

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**FOREIGN PICTURES**

- Gaumont-British
- Little Carnegie
- Scandinavian Pict.
- 7th Ave. Playhouse

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**FUTURE OPENINGS**

- My Weakness (Oct. 11)
- Private Life of Henry VIII (Oct. 12)
- Ever in My Heart (Oct. 12)
- I'm No Angel (Oct. 13)
- Ben-Hur (Oct. 13)
- Saturday's Millions (Oct. 13)

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**SHORT SHOTS from EASTERN STUDIOS**

- J ACK WHITE, will complete preparations today for production on the first of Educational’s musical comedies, with work scheduled to get under way tomorrow at the Eastern Service Studio in Astoria. Chester Hale is putting the Chester Hale Girls through their final dance routines, while Sig Herzig is checking over the dialogue and Benny Davis and James Henley are completing the new songs. Lillian Roth will play the leading feminine role.

- Bids are being accepted for the reconstruction of the old Biograph studios into a modern sound studio with the latest equipment, and contracts for the work are expected to be let within the week. Work of reconstructing the plant is expected to be completed in about six weeks.

- Casting has been completed and production is scheduled to get under way next week at Vitaphone’s two-reel burlesque of “Dinner at Eight.” Three weeks were spent by Lee Stuart, casting director, in assembling screen talent, actors and actresses who could pass as “doubles” for the feature picture stars in the production. Herman Ruddy, head of the studio’s scenario staff, has assigned Jack Henley, Glen Lambert and Eddie Moran to write the screen play.

- Work on the script for the second of the series of shorts featuring Tom Howard, being produced by W. K. D. Productions, has been started under the supervision of I. Webber, with production scheduled in about three weeks.

- Richy Craig, Jr., just back from Hollywood, has been signed by Sam Sax to star in a Vitaphone two-reel comedy.

- Joe Nadel, assistant director on “The Great Adventure,” recently completed feature, has joined Magna Pictures in the capacity of production manager.

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**MANY HAPPY RETURNS**

Best wishes are extended by THE FILM DAILY to the following members of the team who are celebrating their birthdays:

**Oct. 9**

- Irwin Cummings
- Jeanette Loff
- Marjorie Beebe
- Dennis J. Shea
CODE DRAFT READY
EXCEPT 2 CLAUSES

Washington NRA Sidelights

By ARTHUR W. EDDY

(Continued from Page 1)

early this morning expected to complete the job by Wednesday as ordered by the Deputy Administrator.

Over the week-end this element showed no signs of returning to the "regular" fold. Its lone contact over the week-end with Rosenblatt occurred Saturday, when he clarified several issues for a committee.

Although M.P.T.O.A. leaders are still fighting for various points they are understood to be willing to accept the present code in general, hoping for modifications later through the Code Authority and local Grievance Boards.

Meetings over the week-end included producers and affiliated theaters.

Rosenblatt today resumes his conferences to harmonize differences.

Kuykendall Criticizes
Factions Doing Walkout

Washington—After the M.P.T.O.A. leaders' conference yesterday afternoon at the Mayflower, Ed Kuykendall issued the following statement replying to rumors concerning the position of the M.P.T.O.A.: "Let me emphasize the fact that we have from the start of the conferences stood for the following fundamental practices and will continue to do so:

"Elimination of score charges, discontinuance of the practice of taping in shorts with features, eliminations, designated palys and a labor clause that is fair and equitable.

"More can be accomplished by remaining in the sessions and trying to sincerely work out our problems, than by running away, in schooboy fashion, as certain groups have done. The M.P.T.O.A. delegation is mindful of the fact that it must safeguard thousands of small theaters, and this trust will not be violated."

Some M.P.T.O.A. chieftains were opposed to the proposal that wage scales of Aug. 23 be used as the basis for nationalizing operator wages.

Fusionists Call Again
On Sol A. Rosenblatt

Washington—Contact between the independent fusion group, which has divorced itself from regularly-held code conferences, and Deputy Administrator Rosenblatt was established for the second time on Saturday when a committee interviewed him at his NRA office. After he had clarified several controversial clauses, they departed "apparently well satisfied," according to Rosenblatt. Communication signs of returning to the same were: Attorney Milton C. Weisman, Harry Brandt, Charles L. O'Reilly and Calvin Bard.

ATTORNEY JACOB SACHESTER has temporarily "walked out" on the meetings as his law practice has acquired his attention in Kentucky and Indiana. He resumes business relations with his conferees Wednesday at Washington.

Phil Hart, who assists Nathan Burkan and acts like a bodyguard, is a former intercollegiate wrestling champ having gained this honor at Columbia some years back.

Code widows are flooding the Mayflower telegraph offices with protests asserting their right to share their husbands along with NRA.

Lou Solomon after reaching the first code revision calls it the best mystery yarn ever printed.

Some of the boys deserted the atmosphere of an intensely Russian night club the other evening by singing "East Side, West Side" and "Sweetheart of Sigma Chi."

Love Harrell stoutly maintains that the so-called faction comprising of indie exhibs, distribs and producers have violated a principle. The right of secession exclusively belongs to the south, so he declares.

Typical press interview in punch-drunk code atmosphere:

Reporter: (to codifying Bigwig): "What's your policy on the right to buy?"

Codifying Bigwig: "We are going to hold out for elimination of score charges."

Reporter: "Is your group satisfied with the labor provisions in the tentative draft?"

Codifying Bigwig: "Exhibitors must have the right to individually determine whether or not they will play double features."

Curtain falls as slightly befuddled and insane newspaperman collapses.

Right-to-Buy Issue Being Left
Up to Local Grievance Boards

Washington—The right-to-buy issue, which consumed hours of code conference debate particularly along lines of its definition, will be handled by local grievance boards under the Sol A. Rosenblatt tentative code, the Deputy Administrator points out.

The exhibitors who have stuck with him since the walkout of various independent theatermen, principally those affiliated with Allied units, are "willing to give the code a chance to work out," said Rosenblatt. Speaking of the method of appeal in event industry groups are dissatisfied with operation of the code, the Deputy Administrator stated that all revisions can only be made with the President's approval.

Rosenblatt said that two Detroit exhibitors called on him to protest against operations of the buying cooperative in that city. They claimed it would put them out of business.

Legality of Salary Fixing
Is Still to be Determined

Washington—Whether or not the NRA has the legal right to allow a star and executive salary control provision go into the film industry code has not yet been determined. Sol A. Rosenblatt, deputy administrator, stated Saturday afternoon at his office following an all-day session with producers revising Article 10 of the draft. This article has to do with star raiding. Importance of the article which has been redrafted and redrafted again over a period of weeks, prevented various major company executives from leaving Washington for the entire week-end.

At the conclusion of the meeting, Rosenblatt went into session with representatives of agents, writers and actors and further redrafts of Clause 9 of the producers' code dealing with relations between producers and agents.

Unions Meet Today

Washington—I.A.T.S.E. locals will hold a meeting this morning to consider the labor clause in the code. About 150 will attend.

Richmond House Opens

Richmond—The Strand, formerly the Bijou, has reopened after reconstruction. The Colonial closes Thursday under alterations. The Roosevelt, now $75,000 house, is expected to be completed for opening Thanksgiving week.

MPTOA IN AGREEMENT
EXCEPTING ON LABOR

Washington—With the exception of labor provisions, the M.P.T.O.A. as understood yesterday to find the code generally acceptable although it still sharply differs with the draft on some issues. Leaders point out that any clauses which do not prove workable can be adjusted through Grievance Boards in many instances or through higher NRA authority, as Sol Rosenblatt has stressed repeatedly.

The I. A. T. S. E. demand that both costs be used as a basis for determining when work will be allowed under M.P.T.O.A. fire. Labor provisions of the Rosenblatt draft would furnish the executive a scale in all towns where the union has locals and establish a 40-hour maximum week. A committee representing the independent fusion exhibitors, including Charles O'Reilly and Harry Brandt, conferred with Abner Rubien, counsel for the I. A. T. S. E. on its own Saturday morning.

Rosenblatt Not Waiting
On Indie Suggestions

Washington—Despite insistence of the independent fusion group which did a walkout on Sol Rosenblatt's week-end meetings Thursday that they be given until Wednesday of this week to complete their analysis and suggestions, the Deputy Administrator is understood to be going ahead to finish up the code without waiting for their completed work. He is understood to have asked for the comments that will be individually finished, but the group in its statement issued Friday night argues that it would be better to submit their completed communication in its entirety.

Depart Over Week-End

Washington—Partial exodus of code conferees occurred over the week-end. Jack Miller returned to Chicago with no intention of resuming work here and Harry Brant returned to New York with plans for coming back tomorrow. Some affiliation here, according to H. B. Franklin, Sam Dembow and George Skouros, went home but returned to Washington today to resume conferences.

Allied Group Leave

Washington—The Allied group, with the exception of Abram F. Myers, practically all have returned home. Some are returning to Washington early this week. H. M. Richey, Sidney E. Samuelson, Nathan Yamins and J. C. Ritter are among those who left.
Salary Control Efforts Opposed by Jos. M. Schenck

LABOR AND AGENT-TALENT CLAUSES STILL IN AIR

Warners Plan to Keep Studios Open All Next Summer

FINISHING '33-34 PROGRAM—BY SPRING—NEW LINEUP
FOLLOWS IMMEDIATELY

For Coast Bureau of THE FILM DAILY

Hollywood—For the first time in five years the Warners studios will remain open for the entire twelve months and will not close down as usual for the four or five weeks preceding July 15, the Film Daily reports. This decision was reached following several conferences here.

Cleveland Exhibitors Pledge Support
To Allied States Ass'n in Code Stand

Cleveland—Sidney E. Samuelson and Colonel H. A. Cole yesterday addressed a meeting of Northern Ohio independent exhibitors here under the auspices of the Cleveland Motion Picture Exhibitors Association, explaining details of the code. At the conclusion exhibitors unanimously denied motion to end Paramount receiver.

DENY MOTION TO END PARAMOUNT RECEIVER

A motion to remove the Paramount-Publix equity receiver on the ground that it was "moot and because the bankruptcy superseded the receivership" was dismissed yesterday by the U. S. Circuit Court of Appeals. The motion, brought by Samuel Zin, representing a group of stockholders, was opposed by Godfrey Goldmark, representing Parmar.

Texas Governor Files Bill
To Permit Fight Pictures

Dallas—Governor Miriam A. Ferguson has submitted to the special session of the Texas legislature the passage of a law that would permit theaters to show pictures of prize fights.

Old Roxy Retains Name

W.H. Brown of THE FILM DAILY

Washington—The U. S. Supreme Court yesterday refused to review the recent Circuit Court of Appeals decision giving the original Roxy the right to retain its name. RKO and Samuel L. "Roxy" Rothafel had appealed for a reversal of the recent decision. The Supreme Court's action gives the Seventeenth Ave., theater the sole use of the name "Roxy" and prevents any further litigation.

More Complete Than Ever Before The 1934 Film Daily Year Book.—Adv.
Charles Koerner Wins
RKO Show Season Drive

Results in RKO Theaters' Greater Show Season contest between division managers show the winner to be Charles Koerner, in charge of the Ohio division and New England division, with J. M. Brennan and his New Jersey and Washington division in second place. Others in the order of the final tally are Lou Goldberg, Junior Brooklyn division; R. H. Emde, downtown New York and Virginia; Charles McDonough, downtown New York and Brooklyn, and Nate Blumberg, midwest.

J. R. Neh Nacks P. Wood
In Ohio Exhibs Controversy

Columbus—In a letter to exhibitors throughout the state, J. R. Neth, operator of a group of local houses, argues for P. J. Wood, business manager of the M. P. T. O. of Ohio, that the controversy has been in progress ever since the failure of a united front by Ohio exhibitors resulted in a state tax being passed several months ago. Neth states that a bulletin sent out by the Cleveland Exhibitors Ass'n stating that independent theater owners of Ohio can expect no assistance from the state organization because of the attitude taken by Wood in connection with the enactment of the tax now in effect.

Neth charges that a few exhibitors in Cleveland and Cincinnati are trying to disrupt the state unit, and declares that "had not the Cleveland association, by telegrams and letters, challenged the authority of Pete Wood to speak for the exhibitors of Ohio, the exemption would have remained at 40 cents."

Para. Signs Raoul Walsh
West Coast Bureau of THE FILM DAILY

Hollywood—Raoul Walsh, director of "The Cock-Eyed World," and other outstanding film spectacles, today was signed by Paramount to direct the "Trumpet Blows," a story of life in Mexico City, in which George Raft will be starred.

Take Up Dorothea Wieck's Option
Following a preview of "Cradle Song," the first American picture made by Dorothea Wieck, Emanuel Cohen, announced that Paramount's option on her services would be exercised for a lengthy term.

Form Trailer Firm

Sid Blumenstock, formerly with Exhibitors Screen Service, that firm have formed the Special Screen Service Inc., for the manufacture of special service and animated trailers. Offices of the company have been opened at 120 W. 41st St.

Townsend Paul Dead
West Coast Bureau of THE FILM DAILY

Hollywood—Townsend D. Paul, former stage and screen actor, was found strangled in his room on Sunday. He had been robbed.

6 Iowa Houses Reopen
Under New Managements

Des Moines, Ia.—Six Iowa theaters are reopening this month under new owners. J. R. Vickers is now the owner of the Rembrandt Community theater, Rembrandt; A. J. Diebold has taken over the Palace, Waterloo, a former Publich house; the new Royal, Panora, is under the ownership of E. C. Preston; George Schweenker has purchased the Colonial, Osage, from F. Weverke; H. G. Kappmeyer of West Union has taken over the Cozy, Fayette, succeeding Paul Swanson, who has leased the Rex, Monona, and the Stockport Community club has purchased equipment and started Saturday night shows in the opera house.

George Fitzmaurice at Fox
West Coast Bureau of THE FILM DAILY

Hollywood—George Fitzmaurice has been signed by Fox to direct "All Men Are Enemies," from the book by Richard Aldington.

Weissmuller-Velez Get License
Las Vegas, Nev.—Though declining to indicate when the wedding would take place, Johnny Weissmuller and Lupe Velez took out a marriage license here Sunday.

FINANCIAL

NEW YORK STOCK MARKET

Net
High Low Close Chg.
Columbia Pict., etc. 25 1/4 24 1/4 + 1/4
Con. Film, Ind. pict. 8 1/8 8 1/16 + 1/16
East. Kodak 79 7/8 78 7/8 - 3/8
fox Fine new 16 1/2 16 1/4 + 3/4
Loew's, Inc. 53 5/8 52 1/4 + 1 1/16
Paramount, cfr. 1 1/2 1 1/8 + 3/16
Pathex Ench. 1 1/8 1 1/8 - 1/16
"do "A" 9 1/4 9 1/4 - 3/16
RKO 2 1/2 2 1/2 - 1/8
Walt Dis. 1 3/4 1 3/4 - 1/8
W. new York CURB MARKET
Gen. Th. Eq. pict. 1 1/2 1 1/2 + 1/16
Technicolor 10 1/4 10 1/4 + 1/16
Trans-Lux 1 1/16 1 1/16 - 1/16
NEW YORK BOND MARKET
Gen. Th. Eq. 6 1/4s. 5 1/4 5 1/4 + 3/16
Gen. Th. Eq. 6 5/8s. 4 1/8 4 1/8 + 3/16
Keith A-O 6 1/4s. 46 46 46 + 3/16
Loew 61 4 1/2s. 86 1/4 86 + 3/4
Paramount 6 1/4s. 30 30 30 + 1/4
Pat. 5 1/2s. 67 1/4 67 1/4 - 3/16
Pathe 7 3/4 80 80 + 3/16
Warner's 6 3/4s. 46 3/4 46 + 1/8
N. PROVINCE SECURITIES
Par. Publich 1 11/16 1 11/16 + 1/16
Lyle Talbot Injured
West Coast Bureau of THE FILM DAILY

Hollywood—Lyle Talbot is in the hospital with a fractured skull and internal injuries received in an auto accident.

$4,500 Theater Holdup
Worcester—Armed bandits held up the Palace early yesterday and got away with $4,500, the biggest kink of its kind on record in these parts. The holdup marked the first this season in the city. R. C. McGowen and Manager R. D. Pfeil, house is part of the Poli group.
DENY MOTION TO END PARAMOUNT RECEIVER

Assigning Expositors For All “Footlight” Runs

Every engagement of Warner's “Footlight Parade” is being covered individually by assignment men assigned by Charles Einfeld from the same office or key cities. Already in the field are Bert Perkins, who is handling the Chicago operation; George Hoving, Chicago, Lou Sullivan and New York, in charge of Cleveland and Detroit; Al Kennedy, who has been from San Francisco to Salt Lake City; Allen Mohn, southern representative, who is now in Dallas, and Sam Clark, Chicago, expedition head, who is in Minneapolis.

A Will Blumenstock and Skip Wensher are flying to various theater towns to set the picture for openings. Blumenstock returned yesterday from New Haven and left immediately for Washington. Wensher leaves tonight for points north and mid-west.

Willard Mack Loses Mother

West Coast Bureau of THE FILM DAILY

Hollywood - Mrs. Henry Agnes McLaurin, mother of Willard Mack, died Saturday at her son's home in Beverly Hills. She was 80 years old.

HUNTER PERRY TO VIRGINIA

Lynchburg, Va. - Hunter Perry of Atlanta, having acquired controlling interest in three Publix houses in Newport News, Charlottesville and Lynchburg, is expected to make his home here or in Charlottesville.

THE INDUSTRY'S DATE BOOK


AMONG THE STARSTOWN WARS

MADAM BUTTERFLY

AS A pro of the wide popularity of Marie Dressler in High Places, the names identified with the Testimonial Dinner to the M-G-M star are illuminating: they are not just a bunch of names thrown in for the old ballyhoo purposes ... every one listed has accepted the invitation to serve on the committee under the supervision of Mrs. Price and the dinner in the Grand Ballroom of the Roosevelt Hotel Tonight

THE NAMES include celebrities in society, the entertainment world and publishing, such as: Adolph and Frank S. Ochs, Frank L. Polk, Nicholas M. Schermerhorn, Margaret Sanger, Arthur Loew, Mrs. S. Stanley Menken, Richard C. Patterson, Jr., Mrs. Ogden Reid, Mrs. Harold L. Rainey, Mrs. Charles E. Rumsey, Daniel Frohman, Fannie Hurst, John Golden, George Gordon Battle, A. C. Blumenthal, Major Edward Bowes, Samuel "Roxy" Rothafel, Gene Buck, Nathan Burkan, Mrs. Henry F. Davidson, Sidney C. Borg, Mrs. William Belknap, Harold B. Franklin, George Cukor, John H. Hammond, Mrs. William Harkness, General John F. O'Rye, Conde Nast, Bernarr Macfadden, T. J. Watson, Irving S. Cobb, M. H. Aylesworth, Maiba Bender... in the showing for M-G-M are Mrs. Franklin D. Roosevelt, Amelia Earhart, Mrs. Frances Perkins, George M. Cohan, Otis Skinner and Helen Hayes.

IN A memorial box to Renee Adoree on her untimely death Nick Kenny in the "Daily Mirror" adapts the words of the theme song, "Charmaine" as a tribute to her who was "the first Parisian..."

Del Rio was Charmaine in Fox's "What Price Glory," released in 1926. Renee Adoree was Melsande in M-G-M's "The Big Parade" released in 1925. These tabloid scribblers are always riding the film bug when they go screwy on Facts in Pix so now... so what? it only proves they should have a Film Daily Year Book always at their elbow

WHEN IT comes to giving the Lobbies of the Land a distinctive and attractive atmosphere... no single factor has been so pronounced as the having them displayed with a downtown theme as is done in the Play-As-Mat installed by O. W. Jackson & Co. ... since the installation of the green-and-gold tiled mat in the lobby of the old Roxy years ago... this novelty accessory has become a vogue in big theaters everywhere. The latest innovations are at RKO-Albee in Providence, the Haring & Blumenthal Gem in Fair Rockaway, the Lee Ochs' Midtown on upper Broadway, the Randforce Carnegie in Brooklyn, and the Park in Newburgh, N. Y. ... every mat specially designed to fit the decoration scheme of the theater's lobby.

IT WAS a peaceful evening in the Frank J. Wil- stach household, when Frank's Frau piped up... "My dear, I thought you were supposed to know all about words..." and Frank agreed... "That's right, my loved one..." then she staggered him with... "Then why do you keep all these dictionaries around?"

SOMETHING NEW in modern presentation of motion pictures will be inaugurated in the Hollywood on Thursday evening with the opening of "Ever In My Heart." The new system is styled "deep stage presentation," devised by Frank Murphy, chief electrician at the Warner West Coast stage, there. The screen will be moved back on the immense stage, and Frank's lighting effects puts into operation for the first time... installed on either side of the lower part of the stage, it is claimed striking visual effects are attained never before seen on a screen... when it comes to Pioneering this Warner crowd seem to be ever up on their toes.

NO SUMMER CLOSING FOR WARNER STUDIOS

(Continued from Page 1)

and leased by telephone conversations with New York studio director of "Picturegoer," British fan magazine, who is in New York for a short visit. In an interview with FILM DAILY, Cowan said:

"If American producers really have an eye on larger distribution grosses in Britain, they must be more careful of how they portray England in pictures. The Englishmen in Hollywood think they know what should be done, but only a special agent, selected for his ability along the technical lines, can do the job. The liaison officer should be changed every year so that the man on the job will be up to date at all times."

Cowan expects to sail for London Oct. 19.

Sequel to "The Big Drive"

Clare, Mich. — Albert L. Rule, who produced "The Big Drive," war feature, has made a sequel called "The Death Triangle," which is slated right for a roadshow.

Louise Fazenda's Father Dies

West Coast Bureau of THE FILM DAILY

Hollywood—Joseph A. Fazenda, father of Louise Fazenda, died Sunday. He was 83.

Polish Film at Caruso Theater

"Ulan I Dzwirczyzya" ("Soldier and Girl"), Polish talker, is being shown at the Caruso Theater.

FROM "THE FILM DAILY"

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry who are celebrating their birthdays:

Oct. 10

Harry Richman Helen Hayes
Sizing up the New Deal...

Well, I see "Footlight Parade" in! Grossed about 25 percent of "Gold Diggers" the first week in New York, they tell me... figurin' on jumpin' my sick an' holding it a week longer than "Diggers."

Yea, an' by the time you got them set in you'll have about half a dozen more backed up waitin' for dates. I oughtta be giving 'em this football show "The College Coach" right now, but that means movin' back the new Chatterton an' Kay Francis pictures.
THE ONLY THING THAT'S WORRYIN' ME IS THAT WARNERS ARE FIRIN' SO MANY BIG SHOWS AT ME I CAN HARDLY HANDLE EM. "PARADE" IS GONNA TIE UP MY FIRST RUNS FOR 3 WEEKS ANYHOW, AN THAT MEANS I GOTTA HOLD OFF ALL THAT TIME WITH STANWYCK IN "EVER IN MY HEART," MUNI IN "THE WORLD CHANGES," AN POWELL'S "KENNEL MURDER CASE."

JIM'S THE BIG WINNER TONIGHT, ISN'T HE? BOY, HE NEEDS IT WITH THAT PRODUCT HE'S STUCK WITH! CAN YOU PICTURE ME PLAYING SHOWS LIKE "ANTHONY ADVERSE," "WONDER BAR," AND "CONVENTION CITY" RIGHT ACROSS THE STREET FROM HIS SHOOTING GALLERY? BETTER STICK TO POKER, JIM, AN GIVE UP SHOW BUSINESS, WHEN YOU GOTTA BUCK OPPOSITION LIKE THAT!
LABOR, AGENT-TALENT CLAUSES STILL IN AIR

(Continued from Page 1)

did not confer with Sol A. Rosenblatt yesterday, major company execu-
tives met with him at his office and went over various controversial issues.

Denying the published story that a $2,000 top salary for stars was being
considered, Rosenblatt termed it a "fairy story" and said no such figure
has been proposed. The Deputy Administrator, however, has
no ruling so far on the question.

Though no definite schedule is
planned by Rosenblatt for today,
meetings will be held to continue
efforts to iron out differences on
the three clauses remaining in con-
traversy.

40-Hour Week Rejected
By President Roosevelt

Washington—By executive order,
President Roosevelt has modified the provisions of his reemployment
agreement with a view to leveling off
maximum hours that employees may
work during peak periods.

The change applies in agreements
signed by employers after Oct. 1,
and does not affect those signed be-
fore that date, NRA states. It is de-
signed to provide "equal treatment
for all employers," the President's
order stated.

The new wording of the agreement
eliminates from the text permission
for employers to work factory or
mechanical workers 40 hours a week
during any given six weeks period.
In the case of an employer to work
less than 40, except in cases where modifica-
tions were allowed, employers are
not to employ any factory or mech-
anical worker or artisan more than
a maximum week of 35 hours until
Dec. 31, 1933, but with the right to work a maximum week of
40 hours for any six weeks within
this period.

Labor Decision Delayed

Milwaukee—Decision in the case of
Simplex Shoe Manufacturing Co.,
a labor test case wherein the union
sought an injunction restraining the
compny from interfering with rights of employees to organize
or bargain collectively, has been de-
ferred for probably another week.

34% of Contracts Unplayed

Washington—Contending that 34
per cent of all film contracts are unplayed at the present time, produc-
tors are hopeful that the local grievance boards will exercise uniformity in
this practice. The tentative code pro-
gested by Deputy Administrator Rosen-
blatt gives those boards wide scope
wherever possible, according to which the
draft does not settle directly, accord-
ing to a majority of interpretations.

unity for diversified answers as well as the opinion of outstanding executives of the industry on a live, vital topic. And so.

We reached the executives, all right. Further, we received their answers. We gave
up the idea promptly after interviewing the first six. Why? Because all touched
upon the same subject. And here it is. It seems that practically everyone is agreed
that the tribunals to be set up, in the different zones, through which anyone, be he
exhibitor, producer or distributor, can get adequate and immediate redress for an estab-
lished grievance, is the most constructive provision to come out of the code. There
is much logic and compelling reason, too, behind this practically unanimous conclusion.
Disputes are irritating, create bad feeling and are costly to all sides. Grievances that are
not settled promptly are apt to fester as time goes on. Thus, little scorers of misunder-
standing grow into big oaks of dissatisfaction and distrust.

The proposed tribunals will function much like Courts of Equity than of Law, in so
much as one who has a wrong, either fancied or real, will be heard without delay.
Everyone will be entitled to, promptly, his or her day in court. It all appears to add up
satisfactorily, and, to those who are behind in their code home-work, we might suggest
that the set-up of this Code Authority, and its subsidiary tribunals, will be about as
follows: The jurisdiction of the board to permit discharge of the N.R.A. zones will have its
own boards that will hear local cases and whose decisions in turn will be subject to review
by the Code Authority or Supreme Court.

In each zone there will be three tribunals. First a Zoning and Clearance committee
whose duty it will to settle all zoning differences prior to the start of the selling
season. The make-up of this committee will be two distributors, one first run affiliated
exhibitor, one first run independent exhibitor, and two subsequent run exhibitors. Second,
a Grievance Committee, whose province will be to hear cases with the idea of certifying
to the Code Authority whether or not the complainant has a bona fide grievance.
Even then, the complainant may carry his case up on appeal. Third, A Board of Arbitration,
under the supervision of the Code Authority, to hear all controversial matters in relation
to contracts. Here, as has been proven in the past, is not only a saving of time and
money, but a builder of good-will and better understanding. Under the old system of
arbitration some 70,000 cases were settled outside the courts. Guided by the Code
Authority and backed by the administration through the N.R.A. these local boards will
assume new significance and importance. Conciliation then, in happy combination with
co-operation, arbitration and a better and more mutually helpful spirit all around, is in
the air. And that, according to the best minds of the industry, on both sides of the
fence, is the outstanding single development that it is hoped the code will produce.

75% OF THEATERS EXPECTED TO BENEFIT
FROM PROPOSED 10% ELIMINATION CLAUSE

Indie Producers Adopt
Watchful Waiting Policy

Washington—As the independent
fusion group analysis and set of
code proposals nears completion,
policy of independent producers
on the double feature issue appears to be
of "watchful waiting." With
Eddie Golden, general sales man-
er of Monogram, and Al Fried-
länder of First Division practically
the only indie producers left at
the conferences, no meetings of this
group are being held.

Sol Rosenblatt Meets
Camera and Sound Men

Washington—A conference with
camera men and sound technicians
was held yesterday by Sol A. Rosen-
blatt. Representing the union
were Howard E. Hurd, business
representative of Local 509, I.A.T.S.E.,
Charles P. Boyle and others.
Both camera and sound men
are now satisfied with clauses affecting
them in the tentative code, ac-
cording to Rosenblatt.

Harry Brandt to Present
Indies Analysis Tomorrow

Harry Brandt, president of the
Independent Theater Owners Ass'n,
will return to Washington
tomorrow with a written analysis,
from the viewpoint of his inde-
pedent group, of the Sol A. Rosen-
blatt code draft.

Brandt denied reports appearing in
another publication that he had
already signed the code.

SCHENCK OPPOSES
SALARY CONTRO

(Continued from Page 1)

California wired to Ben Berinstein
yesterday instructing him to object
to the addition to Sol Rosenblatt.
Berinstein will transmit the message
to the deputy administrator today.

Lester Cowan Filing Dat
Against Salary Contr

Washington—In an effort to pro-
tect Academy members from a
salary control plan, Lester Cowan
communicated with Solomon
Rosenblatt, asking him for a
written power to prepare and file data
on the tentative code is after
request to include a salary control
box. Cowan expects a reply from
an official today.

Cullman Denies Roxy Rumor

Rumors that the original Roxy
is contemplating a change in man-
gement or policy were denied yester-
day by Howard S. Cullman.

The first time in some years
Roxy is operating on a profitabil-
ity basis, with a larger weekly atti-
dance than during any similar per-
iod in the past, said Cullman.

Touring Canadian Houses

Toronto—Stage appearances
being made by the Oklahoma
boys, radio stars, at film houses
in all sections of Toronto.

Tete-a-Tetes

Washington—Sol A. Rosenblatt de-
scribed the week-end meeting with
General Hugh S. Johnson and the
producers as "friendly gathering, believe it or not." He said he arranged the
session.
Washington—A provision in the film code to prohibit producers from giving first-run showings of their productions in houses controlled by them is suggested by Ivan Abramson, pioneer producer, in a letter to Sol A. Rosenblatt. Following Abramson's brief appearance at the code hearing here and subsequent correspondence with General Hugh S. Johnson, who told him that Rosenblatt would be glad to consider any further suggestions, the producer has submitted a provision for the code reading:

"That it should be considered an unfair trade practice for any producer of motion picture features, who owns or controls first run theaters, to exhibit directly or indirectly, the initial presentation of his own made feature in his own theater, and that such producer shall not be allowed to exhibit his own made feature, thirty days after the initial presentation of his feature was exhibited."

Abramson contends that such a clause not only would open a market of fair competition for all major producers and distributors as well as independents, because each first-run would be obliged to book the best pictures made by all producers on the merit of each individual picture, but would eliminate from the exhibitor code the four main points to which the majors refuse to agree, namely:

A. The right to buy pictures in free and open competition.
B. The right of exhibitors not to be discriminated against bidding for product.
C. The unfairness of the block booking.
D. The elimination of forced selling of shorts with features.

He adds that his objective is to open the doors of first-runs to independent product, declaring that "without first-runs no producer can exist, and without independent producers the exhibitors are doomed."


**THE FILM DAILY**

**Tuesday, Oct. 10, 1933**

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**THE COMFORTS**

By RALPH WILK

**HOLLYWOOD**

SPENCER TRACY's contract has been renewed by Fox for another long term. His present contract still has several months to run.

Joel McCrea will play the romantic lead opposite Katharine Hepburn in RKO's "The Good Companions".

Paramount cast assignments: Mae Marsh and Jack Duffy for "Alice in Wonderland"; Ginger Rogers as "Girl Without a Room." The cast is still in doubt.

Our Passing Show: Carl Laemmle, Jr., directors, J. Walter Van Dyke, M. A. Schenck, Jack Osterman, Rufus LeMaire, Bill Dover, Jack Haley, Jerry Harlow, Murray Poll, M. C. Levey, James Cruze, Carroll Clark, Wardell, Jack Moss, Wallace Smith, Nat Goldstone, Herman Politz at the preview of "Broadway Thru a Keyhole."

Kay Otteson, who designed the costumes for Harold Hecht's ballet at the Hollywood Bowl, is designing the costumes for "Mating Time," which is being produced by Sellect Pictures.

More Passing Show: Edward Eliscu, RKO lyric man, selling a song to rhyme with orange; Archie Josephson showing Harry Newman of Kansas City points of interest at Universal; George Farago, editor, which William A. Selent is directing.

Irene Franklin has been added by M-G-M to "The Cat and the Fiddle."

Columbia is adding the release date of "Mickey's Touchdown," a two-reel Mickey McGuire comedy (adapted from "The Cat and the Fiddle"").

Fox Training School

A training school of dramatic acting and physical education has been organized at Fox Movietone City to train aspiring players. The school is designed for screen roles and tests, according to the announcement. Sidney R. Kent, president, Morris Ankrum, writer-play-director, will conduct the school, assisted by Lillian Barkley, dramatic coach.

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**SHORT SHOTS FROM EASTERN STUDIOS**

By CHAS. ALICOATE

**NORMA TERRIS,** star and original Magnolia of Ziegfeld's "Show Boat," and considered one of the great comic and burlesque actresses of the stage, today begins work as star of the second reel of the three-reel short to be produced by Vitaphone at the company's Brooklyn film studios. It is a "Broadway revue" musical, comedy, title "Around the Clock." 

A cost of almost 100 has been assembled to support Miss Terris in this Vitaphone revue. Miss Terris is playing the male lead opposite Miss Terris. Others include Billie Burke, Eddie Bruce and Joe Waldron, the Four Elephant Boys as an augmented Vitaphone chorus of 15 girls.

Production has started at the Fox studio on the two-reel musical comedy starring Bert Lahr and being produced by Magna Picture Ray McCreary, who recently resigned from Warner's Brooklyn studio to join Magna Pictures, will direct.

Margie Murphy, who has been appearing at the Parachute, at Blanche McDonald, who won the tiptop of Miss California, and is now in tiptoe, has been signed to option contracts by Warner Bros. to leave for the coast. The deal will be handled by Ted Green.

"Big Casino" is the title of the fifth of the series of two-reelers to Magna Picture's Universal release. The script, which is a satire on gangster pictures, being completed by Ballard MacDonald, with casting to be done this week and production scheduled to begin under way within two weeks, by the West Coast Service studio under the direction of Lynn Shore.

Donald McKay Married

West Coast Bureau of THE FILM DAILY

Hollywood—Donald Stoddard McKay, son of N. A. McKay, manager of the Mary Pickford Company, by Shirley Phyllis Abbott, daughter of Mr. and Mrs. Jack Lewis Abbott, were married last Saturday by Rev. Douglas Stewart at a private wedding at the Hollywood Country Club.

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**ISN'T IT HEAVENLY?**

Mae West in "I'm No Angel" drew such crowds at a midnight showing in Dallas that it was necessary to give two performances in two houses simultaneously for the Mae Wax Melts. And in the Paramount picture broke the opening day record at the State. The two week performances in Dallas, the picture played to 3,011, a record of almost 120 per cent above the city. There was such a jam waiting for the picture that even on the morning the last week's performances were given that day.
The Film Daily Daily

Code Authority May Add Rules for All Branches

SECOND REVISION OF CODE DRAFT BEING STUDIED

Kuykendall Code Analysis Sees Gains for Exhibitors

Have Given Up Nothing,” Declares M.P.T.O.A. President

Washington—Declaring that, contrary to rumors, the theater owners of the country “have given up nothing we ever had, and on the contrary have gained much that we ever had,” President Ed Kuykendall of the M.P.T.O.A. yesterday submitted his analysis of the Roosevelt code draft. It is only a part of the memorandum, Kuykendall said, which he submitted to the Bureau of National Affairs.

July 1 Wage Scales Being Used as Basis

Washington—Despite considerable exhibitor insistence that union wage scales as of July 1st be adopted, the second tentative code announced last night establishes scales of Aug. 31 as a basis for negotiating wage agreements. Employees affected by the clause are operators, firemen, engineers, stage employees, theatrical wardrobe attendants, etc.

Phil Goldstone Appoints Martin Cohn Asso¢. Prod.

West Coast Bureau of THE FILM DAILY—Hollywood—Appointment of Martin Cohn as associate producer has just been announced by Phil Goldstone.

The Schoolmaster

W•ASHINGTON, Tuesday—One of the splendid things about being an American is the right to free speech, but, to have to listen to a few chronic industry agitators who think that the coming tribunals cannot be on the up-and-up, because of industry politics, is to cause one to run to the nearest window for a breath of fresh air. We still believe that the word patriotism is not obsolete and that all good citizens owe a duty to these grand old United States in times of stress and emergency. If the Code Authority and the tribunals of this, or, for that matter, any other industry, are not 100 per cent on the level, then this finely conceived and high principled NRA movement cannot possibly succeed. Our experience with life is that those who seldom trust the other fellow can never be trusted themselves.

During all of our Washington commuting we have heard a great deal of the “right-to-buy,” Now if someone will kindly rise and tell us, in plain understandable terms, just what the “right-to-buy” means, we shall look to him forever as a man of great

Code Authority Scope Extended Under Second Revision of Draft

Theater Guild Filming World’s Fair Scenes

Chicago—Winifred Lenihan of the New York Theater Guild is here to film the effects of the great Chicago Fair on the Great American Family from Main Street, Work

Washington—After notice and hearing, the Code Authority may prescribe additional rules governing conduct of producers, distributors and exhibitors under the second revised code made public by Sol A. Rosenblatt last night. The administrator must approve additional rules, according to the draft.

W. C. Handy

K. G. Murray

Rosenblatt Balks Allied Propaganda

Washington—National propagandist campaign on the part of Allied and other exhibitor units in an effort to persuade President Roosevelt and Administrator Johnson that the code must be revised to benefit independent exhibitors has been made public by Sol A. Rosenblatt last night.

Lake Success Convention Previews for United States

The Daily Newspaper Of Motion Pictures Now Sixteen Years Old

Theatrical agents and producers, it is announced, have agreed to make preview arrangements for the United States and Canada in respect to the Lake Success convention to be held later this fall.
“BOMBSHELL” with Jean Harlow, Lee Tracy, Frank Morgan, Franchot Tone, Pat O’Brien

160 mins.

“SHOCKOUT! TRAVELY OF A FILM STAR’S LIFE, LIVES AND LABORS IS A BOX-OFFICE PUSHER!”

Bombshell is the right word for this one kind of a story that will dynamite the ice away from any box-office. It’s a gloriously elaborated insight behind the Hollywood scene, showing the fantastic starting and ending of Jean Harlow, by an overzealous and sometimes unscrupulous high-speed press agent, Lee Tracy, who is in love with her on the side and incidentally uses his position to break up the girl’s other romances. In the course of the hectic episodes, Jean runs through a variety of moods and whims, all the way from squabbling with her shiftless family and grooming household help, to indulging in the desire to adopt a cute baby. And that isn’t half of it. Between the load of sheep dogs that trail her around, the attentions being extended upon her by all sorts of males from noblemen to goofs and the corps of newspaper men who are keeping trall her behind by the p.z., there’s always something doing in the way that’s always the hot or funny.


Director, Victor Fleming; Authors, Camille Franke, Mack Crane; Adapts, Jules Furthman, John Lee Mahin; Chemists, Charles G. Hartman, Harold Rossen; Editor, Margaret Booth.

Direction, Aces. Photography, A-L.

Financing

NEW YORK GLOBE MARKET

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Theater Guild Film

World’s Fair Scenes (Continued from Page 1)

on the movie schedule this Saturday at the A. & P. Carnival at the fair. Well known stage people will take part in the movie. among them are the clowns of “Dinner at Eight” at the Grand Opera House. Maurice Markley wrote the story, and Burton and Douglas Holmes, the dialogue man, will film the picture.

Paramount Buys 2 Plays “Sailor Beware” and “Double Door,” current Broadway stage hits, have been bought by Paramount. The former, by Kenyon Nicholson and Charles Robinson, may be a Jack Oakie vehicle.

Reeves Opens Own Sound Studio Hazard E. Reeves, formerly sound director at Standard Sound Studios, has gone on his own and opened a recording studio at 1600 Broadway. It will be known as the Reeves Cinema Recording Studios and will do dubbing, dubbing on disc, and disc, electrical transcriptions and recording on location.

George Brent with Hepburn West Coast Bureau of THE FILM DAILY Hollywood — George Brent has been engaged by RKO to play one of the male leads opposite Katharine Hepburn in “Trigger.”

“THE BIG BLUFF” with Reginald Denny and Claudia Dell

Tower

GOOD COMEDY PLOT LACKS EXPERT TREATMENT TO EXTRACT ITS POSSIBILITIES IN ENTERTAINMENT.

Here is a perfect example of a very unusual and naturally funny screen plot that misses principally because of inept direction. Reginald Denny plays the lead, and is good. He wrote the story, which could have been a wow. He also directed—and that’s where he made a fatal error. Good angles are not properly stressed, whereas minor points are overplayed, and some of the directional bits of the various players miss badly. Denny plays the role of an actor in a theatrical troupe brought to a small town to pose as an English lord in order to offset another party given to a real lord by another social climber. The fun starts when Denny has a lady in his theatrical troupe pose as his titled sister, and he makes her husband his valet. A horrified maid finds the married couple in the same bedroom and spreads the news in the news. The last lord proves a phoney, too, and it works up excitement with a neat romance.

Cast: Reginald Denny, Claudia Dell, Donald Keith, Jef Frouthy, Cyril Chadwick, Philip Texe, Alden Gay, Beverly Brown.

Director, Reginald Denny; Author, same;

Cameraman, James S. Blown, Jr.

Direction, Weak. Photography, Fair.

14 Pasadena Theaters Hold Off Cuts, Duals

(Continued from Page 1)

sold by Conard, Strauss of Fox West Coast Theaters and Ben Bernstein of the J. T. O. of Southern California. In ‘a phone conference it was agreed that the groups concerned will keep the present and revised charges until both return to the coast on dates now undetermined.

Spelman Made RKO Story Head “Waves” Coast Bureau of THE FILM DAILY Hollywood—Howard Spelman has been signed by RKO as story editor, relieving David Lewis, who is now an associate producer with five features under his supervision. Spelman was formerly with B. P. Schulberg at Paramount.

“My Woman” for Rialto Columbia’s “My Woman,” with Helen Twelvetrees, Victor Jory and Wallace Ford, opens Friday evening at the Rialto. On the same program will be Frank Fay’s Alaskan adventure film, “Amikachak,” a three-reeler.

Another Honor for Disney Walt Disney, creator of the Mickey Mouse and Silly Symphony shorts, has just been awarded a diploma by the Academy of Fine Arts in Buenos Aires, in recognition of his film cartoons.

Actors Shortage West Coast Bureau, THE FILM DAILY Hollywood—High production activity and increased use of all-star casts has created an actor shortage resulting in Paramount indefinitely.

A number of star players are included in the list of 27 characters, the company announced.
HANG ON TO EVERY WORD OF IT!

Metro-Goldwyn-Mayer
Studio Wheels Hum

"Dancing Lady," co-starring Joan Craw- 
ford and Carl Gebur, is screening in the 
estates. The cast includes Joan Crawford, 
Fredric March, Ronald Colman, Lionel 
Barrington, and Vivien Leigh. The mo- 
ments are directed by Victor Fleming. 

"Queen Christina," starring Greta Garbo 
and Jean Arthur, is screening at the ma-
tine. The cast includes Jean Arthur, 
Greta Garbo, and Robert Donat. The 
moments are directed by John Ford.

"Take Ten," starring Henry Fonda, 
is screening at the Times Square. The 
est includes Henry Fonda, Jane Wy- 
man, and Barbara Stanwyck. The mo- 
ments are directed by John Ford.

"Hollywood Party," starring Joan 
Crawford and Errol Flynn, is screening 
in the east. The cast includes Errol 
Flynn, Joan Crawford, and Fay 
Wray. The moments are directed by 
Michael Curtiz.

"Meet the Baron," starring James 
Cagney and Barbara Stanwyck, is 
screening at the Times Square. The 
est includes James Cagney, Barbara 
Stanwyck, and Pat O'Brien. The mo-
mments are directed by Michael Curt- 
ziz.

EXTRA!

"NIGHT FLIGHT" TERRIFIC!

Salt Lake City sends the first 
amazing report. Beats "Hell 
Divers" and "Tugboat Annie" 
previous record holders! 
Capitol, N.Y., Biggest in two 
months! Held over 2nd week! 
Wires pour in from everywhere. 
Watch "Night Flight" another 
M-G-M sensation!

HOLLYWOOD FLASH! Two M-G-M 
pictures previewed to phenomenal ac-
claim this week: "BOMBSHELL" and "MEET 
THE BARON." You'll hear more!
You asked us for another "Gold Diggers"... Warner Bros. give you TWO more "Gold Diggers" in "Footlight Parade"! . . .

No wonder hundreds of houses are planning to TILT ADMISSION SCALES!
JAMES CAGNEY
JOAN BLONDELL
RUBY KEELER
DICK POWELL

Vitagraph, Inc., Distributors
ED KUYKENDALL SEES
GAINS FOR EXHIBITORS

(Continued from Page 1)

mindful that revisions in the draft are still being made, and stated that theater owners are "still contending that what we have is not constructive and will be most helpful to the industry as a whole." His analysis follows:

Because there are many varied and different opinions as to what the proposed first revision of the code as submitted by Mr. Rosenblatt does and does not do, the Motion Picture Theater Owners of America feel that the exhibitors of this country are entitled to a fair and impartial analysis of what has been accomplished up to now, holding in mind, that as we issue this statement, further revisions of the proposed code are being made.

The M. P. T. O. A. up to the present time have been working on the formulation of a code that would be fair and impartial to all interests alike. We have been ever mindful that we are representing thousands of small theater owners who are unable to represent themselves at these code hearings and we are trying, with every bit of energy in our beings, to protect them. We feel that they have been entitled to every consideration in the way of fair trade practices, and in the correction of the evils and abuses that have so long beset our industry.

Contrary to all of the wild rumors and reports that "we have given up everything and gained nothing," we wish to say to the theater owners throughout this country that we have given up nothing, nothing at all, but the contrary have gained much that we never had. So, with these thoughts in mind we are proud to point out to the theater owners of America what we have gained up to this point, asking that you keep in mind that although we are contending for those things that we think are constructive and will be most helpful to the motion picture industry as a whole—because no one phase of this industry can survive without the rest of it functioning:

1. Self Regulation

The greatest single achievement in the whole code has been the recognition of the first principle laid down by the M. P. T. O. A., which is that there shall be a place for every man with a problem to go. We have steadfastly maintained that there is to be a code of fair competition it must provide for correcting the long-existing evils and abuses in this industry as they have existed and arisen. In this fight we have been victorious. Under the newly fashioned code, the National Code Authority there is a place for every wrong to be righted and every hard-done-by man, however small, can find relief from unjust discriminations.

These boards are four in number and cover every field of exhibitor activities.

(a) Zoning and Clearance Boards, to correct all abuses which may come up from unfair discrimination and excessive protection.

(b) Grievance Boards, to correct the evils of overbuying, unfair withholding of product and playdates, unfair competition between theaters and any other justifiable complaint of a wrong suffered or injury done.

(c) Arbitration Boards, to adjudicate all complaints arising under contract.

(d) Labor Boards, for the arbitration of all disputes arising between employers and employees with the power to forbid lock-outs, strikes, and sabotage.

(e) The Code Authority, a National Board with unlimited powers and government representation to review the findings of any of the preceding local boards on appeal.

Under this system of self-regulation we feel that 90 per cent of the problems can be fairly dealt with.

2. Labor

We have successfully opposed the demands of labor for two men in the booth. We have successfully opposed their demands for A. F. of L. intervention in non-union situations.

3. Uniform Standard Contract

N. P. T. O. A. Those who do not sign the uniform and standard provisions will be deprived of the right to fly the Blue Eagle. It will not be hard to pick out those who have pigeon-holed their patriotic duty to their country.

4. Definite Availability and Forced Release

Where forced protection periods run automatically against prior runs to insure availability of product within a given time to the subsequent run thereby preventing the arbitrary withholding of product by the prior run.

5. Eliminations

A flat elimination of 10 per cent of product wherever the average price per picture is $250 or less on group license.

6. Designated Playdates

On a given day of the week cannot be arbitrarily forced by the exchange without the consent of the exhibitor at the time of contract and even when so contracted the designated date may be changed if unsuitable to exhibitor's patronage and business.

7. Tying Shorts With Features

Sharp restrictions designed to prevent forced buying of more shorts than exhibitor requires.

8. Forced Booking of Shorts With Features or Vice Versa

With a 10-day prior notice providing that where optional arbitration clause is agreed to by exhibitor.

9. Overbuying

Prevented where done for the purpose of depriving competitor of product.

10. Substitutions

Definitely defined with acceptance optional with exhibitor.

11. Poster Exchanges

We have successfully opposed the demands of distributors to eliminate poster exchanges.

12. Intimidation and Coercion

By threats of competition to induce exhibitor to sign a contract are prohibited.

13. Distributors' Employees

Prohibited from using positions to interfere with competitive buying by any other exhibitor, such employee has interest direct or indirect in competing theaters.

14. Non-Theatricals

Prevented where unfair competition to established theater.

15. Box-Office Receipts

Confidential information and their

and suggestions on the code draft by Jacob Schechter, attorney for the M. P. T. O. A., who also returns to Washington today from Indiana.

Before leaving New York yesterday, Mr. Schechter issued a statement explaining that the independents had not walked out of the code meetings.

"We asked the administrator for a week's time," he said, "to give the attorneys representing the independents a chance to analyze the situation and all pictures are delivered for revision of the code. During the time some of the independent producers, distributors and exhibitors left Washington to spend the week end at their homes. You will find them all at the round table, however, in Washington when the dependent meetings are resumed to morrow."

INDEPENDENTS READ WITH CODE ANALYSIS

(Continued from Page 1)

Wednesday, Oct. 11, 1933

divulgence by a distributor or agent is prohibited.

16. Price Adjustment

Provided where contract is bought on an average price per picture that price is not delivered for subsequent runs.

17. Compulsory Identification

All pictures must be designated to star, director, author or descriptive synopsis of contract.

18. Selective Contracts

Notice of selection or rejection must be given within twenty-one days of date of availability for single and five days for multiple availability for subsequent runs.

19. Unfair Competition

Rebates, script books, letterings, counter displays and other similar methods of unfairly reducing admission prices are prohibited.

21. Premiums

Prohibited by vote of 75 per cent of theaters in a given clearance zone.

22. Interference With Possession

Interference with negotiations or peaceful possession of a theater by one exhibitor over another is prohibited.

23. Inducements to Breach Contracts

Or to procure unfair advantages or to deprive another of product are prohibited.

24. Exhibitor as Distributor's Agent

Under instructions to forward film, the exhibitor for this purpose acts as the distributor's agent.

Dual Features and other similar matters. The M. P. T. O. A. has always maintained that these are matters for local determination, and it has never sought to dictate local policies. We feel that similar conditions throughout the country are so varied that this, and similar matters, should be left to local determination.
DAILY

ECOND CODE DRAFT
IS 90% LIKE FIRST

(Continued from Page 1)

star raiding. Contradicting various reports, the producers' section announced that the fix star period was not to begin until
Rosenblatt said last night that 85 per cent of the clauses in the code had been agreed upon by the producers involved. As soon as copies of the new draft became available, representatives of different companies seized them for study and analysis. This job will be continued today at factional meetings at the Mayerov. If T. O. A. leaders are expect-
to remain in Washington at least for more days in order to confer with the deputy administrator on the latest developments. Rosenblatt then commented on the fact that the new draft is tentative and subject to change. He also mentioned that the T. O. A. leaders were holding the mail so they could be certain of the content of the new draft before they added their names to it.

Rosenblatt's initial revised draft was first printed in FILM DAILY of Oct. 5th. The producers, however, have maintained that the last night's "cautionary note." Analysis and proposals for some sections as an independent group for block booking, one of which was the M. P. T. O. A. attitude expected to be similar. The independent producers and distributors were still staunch opponents of the code, inasmuch as it offers no restrictions to prevent majors from setting anti-double feature clauses in their contracts. Allied leaders are also maintaining their objections to the code on a number of grounds, including its failure to remain deal with the right-to-buy issue.

3 RKO Releases Set

Release dates of three pictures are month have been set by RKO. "Son of Kong," sequel to "King Kong," will be released Oct. 27. The other two are "A Man Without a Gun," Oct. 6, and "Richard Dix in "Ace of Joes," Oct. 20.

Joe E. Brown Film Re-titled
First National has changed the title of Joe E. Brown's latest starring picture from "Son of the Gods," to "Son of a Sailor."
“MAEDCHEN IN UNIFORM?”

Shot at sunrise on the battlefield of Paramount’s “DUCK SOUP”, you see reading from right to wrong: Daniel Boone Marx (Groucho), Zeppoleon Marx (Zeppo), Mussolini Marx (Chico) and Harpo, the Little Corporal, completely disguised as a standing army.

The
FOUR MARX BROTHERS
in Paramount’s
“DUCK SOUP”
Directed by
LEO McCAREY
H. B. Franklin Resigns from RKO—Plans to Produce

ROOSEVELT ORDERS PROBE OF HIGH FILM SALARIES

31 Houses Reopen in Chicago and Milwaukee Territories

Nine Others Returned to Operation in Southern Ill. and St. Louis

Chicago—Reflecting the improved condition of affairs and better outlook, 22 theaters in this Film Board of Trade territory were reopened last month, while nine others in the Milwaukee jurisdiction and a similar number in Southern Illinois and St.

(Continued on Page 7)

17 HOUSES REOPENED IN CINCY TERRITORY

Cincinnati—Reopening of 17 theaters in southern Ohio and West Virginia last month is reported by the Film Board of Trade. Houses were the Capitol and Mayfair, formerly Ufa, this city; Four and State, and Strand, Hamilton; Wayne, formerly Opera House, Anna; Roma, Bellaire; Cheywood, Cheviot; Pythian, Columbus; Kings, Grove City and Orient, West (Continued on Page 7)

Six Carolina Theaters Added to Active List

Charlotte, N. C.—Six theaters in this region were added to the active list in the past month, the Film Board of Trade reports. They include the North Newton, North Newton, Sylvan, Rutherfordton, Plaza, Greenville, and Carolina, St. Pauls, all North Carolina, and the Lyric, Anderson, and Strand, Edgefield, South Carolina.

(Continued on Page 7)

Para. Buys Song Hits

"Who's Afraid of the Big Bad Wolf?" song hit from Disney's "Three Little Pigs," and "The Lion Sleeps Tonight" by Paul Robeson, have been known by Para. The first will be used in the Four Marx Brothers' "Duck Soup," and the other in "Border Legion."

ARDOF B. FRANKLIN QUITS RKO,
Rumor Katz Possible Successor

Harold B. Franklin yesterday resigned as president of K. A. O. Corp., B. F. Keith Corp., Proctor Theaters, Radio City Theaters Corp. and all other RKO subsidiaries with which he was connected. Official announcement by M. H. Aylesworth states that, "after a short vacation Mr. Franklin will probably enter independent production, probably under some arrangement which will continue his relationship with the RKO group."

No successor to Franklin has been appointed, but the name of Sam Katz was persistently mentioned on Broadway yesterday.

"I feel that we have accomplished much for RKO Theaters during the (Continued on Page 7)

Harold B. Franklin in Chicago and Milwaukee Territories

AIR MORE DETAILS ON PARA. SALARIES

Salaries and stock bonuses of Adolph Zukor, Jesse L. Lasky, Sidney K. Kent, Sam Katz and Ralph A. Kohn for 1927-28 were aired yesterday at an adjourned meeting of Paramount Publix creditors held before referee Henry K. Davis. The

(Continued on Page 6)

Indep't Fusion Group Asks Until Tomorrow

Washington—The Independent Fusion group engaged in preparing an analysis and set of code proposals has requested Sol A. Rosenblatt to allow them until tomorrow morning to file views, said a statement from Abram Myers yesterday. "If the request is disregarded or denied, such action will mark an innovation in governmental procedure," declared the Allied chairman.

(Continued on Page 6)

White House Instructs Sol Rosenblatt to Get Data on Those Highly Paid

By ARTHUR W. EDDY

Washington—Investigation of salaries paid film executives, directors and "immature persons" in the industry has been ordered by President Roosevelt. White House instructions have been issued to Sol A. Rosenblatt to collect data conservatively

M.P.T.O.A. WITHHOLDS ITS VERDICT ON CODE

Washington—Discovering a number of fundamental changes, including some in the labor provision, in the latest Rosenblatt code draft, the M.P.T.O.A. is "recollect to approve or condemn them" pending an interpretation from the Deputy Administrator, Ed Kuykendall, stated last night. The group will meet

(Continued on Page 6)

Groups Still Studying Second Code Revision

Washington—Study of the provisions of the second revised code was put in by various groups yesterday, but practically all refrained from making official comments on the draft. Sol A. Rosenblatt met with producers at the Mayflower in the afternoon and conferred individually with various representatives, including M. H. Aylesworth and Nick Schenck at his office. Affiliated theters unofficially were reported to have found the code generally acceptable.

HOPE TO FINISH SATURDAY

Washington—Sol A. Rosenblatt is working on the draft of the code which will be ready by Saturday. "I never hoped to forebear before," he said yesterday.
500 Notables Turn Out
To Honor Marie Dressler

About 500 persons prominent in theatrical, literary and social life paid tribute to Marie Dressler, M-G-M star, at the dinner held Tuesday evening at the Hotel Roosevelt. The dinner was sponsored by the Actors’ Dinner Club, to which the presenters went to further their efforts of aiding members of the profession.

Mrs. Oliver Harriman was chairman of the dinner and Masila Reid was toastmistress. Among the speakers were John Golden, Daniel Frohman, Fannie Hurst, Colleen Moore, Mrs. Francis Alda, George Gordon Battle, Carl Campbell, Bessie Beauty, Jack Pearl and Percy Moore.

During the dinner, a large birthday cake, sent by friends of Miss Dressler at the 78th year, will be 64 next month.

Also among those present at the dinner were Miriam H. Aylsworth, Irene Castle, Harold B. Franklin, Bernard G. Gimse, Morena Kendall, Arthur Loew, Adolph S. Ochs, Mrs. May Allison Quirk, B. A. Rolfe, Samuel H. Scudder, Mrs. John Ringling, Col. Jacob Ruppert, Mr. and Mrs. Charles S. Gross, Mr. and Mrs. Myron C. Taylor, Dr. Shirley W. Wynne and Mr. and Mrs. C. Parker, John Schneck and J. Robert Rubin wired congratulations from Washington, where they are attending the code conference. Hearst Metrotone News film featured the highlights of the dinner.

New House for Dallas

Dallas—Construction of the theater to be sponsored by the White of the Dal-Sec, is under way. Opening is scheduled for Jan. 1.

Les Kaufman Joins Columbia

Les Kaufman, formerly with Public, has joined Columbia’s exploitation staff, succeeding Fred Marshall, who has been placed in charge of exploitation of Columbia’s product throughout New England with headquarters in Boston.

Bernays to Speak at Ampa

Edward J. Bernays, who ranks up along with Ivy L. Lee as a big public relations man, will be the chieft at today’s session of the J. P. A., held in San Francisco. Another guest of honor will be Maurice Cowan, publisher of “Picturegoer,” London.

28 Exchanges for Amity

Amity Pictures Corp. announces that its affiliated exchanges now number 28, all managed by the former managers of national distributing organizations. The company is now out to take on additional pictures from independent producers.

ART JARRETT

Keep Busy

West Coast Bureau of THE FILM DAILY—Art Jarrett, before starting on the long-distance tour which he has just signed with M-G-M, will appear in two musical comedies for Columbia, according to the Leo Morrison office, his representatives.

Staunwyn Film Opens

Warner’s “Ever in My Heart,” starring Barbara Stanwyck, opens at the Hollywood this morning, in concert with tonight as previously announced.

30 New Toys Show Judge

Sentencing Kidnapers

First pictures ever taken of a judge sentencing prisoners in the federal court appear in the current first Metrotone News, cooperating to provide nationwide publicity for the Administration’s drive against crime. The scene shows the arraignment of the two prisoners in the Urschel kidnapping case in Oklahoma City. Filming of the scene was made possible by the cooperation of Government officials.

Big New Eng. Campaign

Given “Footlight Parade”

New Haven — A powerful campaign for “Footlight Parade,” which has its New England premiere here today at the Roger Sherman Theater, was put over by Dan Finn, Warner district manager. The theater covered the countryside around New Haven within a radius of 25 miles with 3,000 one and two-day shows, ranging from 75 to 300. The number was exceeded by the number used for either “42nd Street” or “Gold Diggers.” New paper advertising has been taken in every paper within 25 miles, and various stunts and tieups were arranged.

“Her Unborn Child” Withdrawn

Claiming that the picture was sold to Russian interests and the title later changed to “Do Men Forget,” and that adverse reviews of the picture were chiefly due to the great number of censors, Stanley W. Lawton, managing director of the George M. Cohan theater, ordered withdrawal of the film from that house after it had played two days. Lawton says the theater spent considerable money in advertising the picture, and the former title, and that action will be taken because of the change.

20th Century Release Order

Order of coming releases from 20th Century, following “The Bowery,” which already has been put in distribution by United Artists, is expected to run as follows:

Broadway Thru a Keyhole,

Blood Money,

"Moulin Rouge",

"Born to Be Bad,

"Advice to the Lovelorn,

"Gallant Lady

Trouble Shooter.

Royal Cole to Write Lahr Short

Royal King Cole has been signed by Magna Pictures to write a short for which Bert Lahr will be starred. Cole, who is handled by the Leo Morrison office, just returned from the west coast, where he did some work for Hal Roach.

George A. Maloney Burial

Kansas City—Body of George A. Maloney, late owner of the Paseo theater, was taken to St. Joseph, Mo., for burial this week.

Crescent, Cincinnati, Reopens

Cincinnati — Bernard Banks has reopened the Crescent at Winton Place.
HOT FROM HOLLYWOOD!

Two New Season M-G-M Pictures PREVIEWED TO TERRIFIC ACCLAIM!

JEAN HARLOW
in a role they'll cheer, with
LEE TRACY
(“It's a Wow!” says Hollywood Reporter)

"BOMBSHELL"

with FRANK MORGAN
FRANCHOT TONE—PAT O'BRIEN
UNA MERKEL—TED HEALY

Directed by
VICTOR FLEMING

JACK PEARL
JIMMY DURANTE
“MEET THE BARON”

with ZASU PITTS
TED HEALY and his Stooges
EDNA MAY OLIVER
and The
Metro-Goldwyn-Mayer Girls

Directed by
WALTER LANG

"Will give good account of itself in all spots," says Coast Daily Variety

"AT YOUR SERVICE! FREE!"

At your M-G-M exchange! Eight-page press book with press stories, exploitation tie-ups and ads, 6 col., 4 col., 3 col., 2 col. and 1 col. Showing how to tell the public that your theatre is the leading show shop in your town. The Major theatre is the one using the Major product. Tell the folks! Mats are at your branch! Get some today, FREE!
NEWS of the DAY

Oneyville, R. I. — The Royal is now being operated by Philip Smith & Co. of Boston.

Troy, O. — Troy Amusement Co., Inc., has been chartered to operate theaters, among other things, by L. H. Shipman, F. L. Shipman and Isabelle C. Shipley.

Racine, Wis. — Duane C. Nash has been elected president of the Warner club. Thomas McDonald has been named secretary and Kenneth Lee treasurer.

Manitowoc, Wisc. — The Empire, dark for several months, is again operating.

Middletown, Conn. — The Middletown Enterprise, Inc., which operates all three theaters here, reopen this week.

Cedar Rapids, Ia. — Joe Gorman of Kansas City has reopened the Majestic here.

Boone, Ia. — The Strand here is reopening under the management of L. E. Mathews of Webster City.

Napoleon, O. — Clarence Young, former manager of the State and World, has returned to open a new theater in the former Elite on North Perry St.

Spencer, O. — Seth O. Nichols, has resigned as assistant postmaster here to become assistant manager of the new Roxy theater in Cleveland.

Kansas City — The Newman is holding "Too Much Harmony" over for a second week.

Denver — Westland Theaters have lowered prices to 25 cents top at the Chief theaters in Colorado Springs and Pueblo.

Toledo, O. — American Theaters, Inc., has been chartered by Ruth Aldrich, A. M. Richter and D. H. Ross.

Cleveland — The M-G-M traveling studio, under Eddie Carrier, will spend the entire month of October touring in Ohio.

FACTS ABOUT FILMS

New film regulations in Germany, the name of a star, author or director cannot be advertised above the title of a picture, and all names must be set in equal type in ads.

A LITTLE from "LOTS"

By RALPH WILK

HOLLYWOOD

BRUCE CABOT has had his contract extended for another six months by RKO. It originally carried with it a boost in salary.

Carole Lombard will play the lead in "Miss Fane's Baby", in which Paramount had expected to star Gloria Swanson.

At the Warner luncheon to naval officials the other day, Louis B. Mayer made a speech that brought him congratulations.

Adela Rogers St. Johns has been engaged by Columbia to write the screen version of "Take the Witness", biographical novel based on the life of Dr. Mary D. C. Wood, of California, noted criminal lawyer of our time. The story was written by Alfred Cohn and Joseph Chisholm.

Kay Francis, instead of Ruth Chatterton, will play the starring role in Warner's "Mandalayl". Ricardo Cortez, will play the male lead.

Fox has signed Margaret Mann for "Olsen's Big Moment" and Ward Bond for "Frontier Marshal.

Oklahoma Film Board Reports 7 Openings

Oklahoma City — Theaters reopening for the past month as reported by the Film Board of Trade are: Rex, formerly Edelroado, El dorado; Okeene; Rainbow, Sulphur; Liberty, Lone Wolf; Arcadia, Enid; Rex, Roosevelt, and Temple, formerly Ortman, Mangum. Closings for the week were the Chisholm, Guthrie; Guthrie, Guthrie, and Rex, Clinton, while the Plaza, formerly Midwest, in Picher was burned.

Moorehead Continues at Criterion

William Moorehead has been retained by receivers of the Criterion theater to continue his management of the house following the two-a-day run of "S.O.S. Iceberg," which closes tonight.

"Keyhole" Eastern Premiere

Boston — Eastern premiere of United Artists' "Broadway Thru a Keyhole" will be held at Loew's State, Oct. 20. Joe Dipesa of the Loew exploitation staff is arranging for the opening. Monroe Green of the U. A. and an assistant are expected here Saturday.

"Emperor Jones" in Miami

Miami—United Artists' "Emperor Jones" has been booked to play the State here for the week starting Oct. 15. It is the first booking of the film south of Washington. J. Victor Wilson is handling the local exploitation campaign.

Awarded $25,000 Damages

In Stench Bomb Explosion

Charging that she was badly injured in a part in the Farragut theater on Labor Day of last year when a stench bomb was exploded, Mrs. Marie Ward, 29, has been awarded damages of $25,000 in the Supreme Court, Brooklyn.

Billy House Signed by Vitaphone

Billy House, 275-pound comedian appearing in Earl Carroll's "Mudder at the Vanities," was signed yesterday by Vitaphone to make a two-reel short, Sam Sax announced.

Ben Blue Booked

Ben Blue, comedian, who opens the Club Vanity Fair tonight and starts a week's engagement at the Palace tomorrow, has been booked for the Paramount the following week.

1934 Film Congress in Rome

Rome — Word has been received from Paris that the Chambre Syndicale, with the active assistance of the French Government, will take part in the International Congress of the Cinema to be held here starting April 4.

Publix Drops One in Nebraska

Omaha — J. W. Demen, Publix trustee, has disaffiliated the lease on one of the Majestic in Council Bluffs. He plans to reopen the State here soon, giving Omaha five first-runs for the first time in several years.

SHORT SHOTS from EASTERN STUDIOS

By CHAS. ALCIOCA

MAGNA PICTURES, headed by Meyer Davis, has closed its deal to make 13 shorts for Van Beuren Corp., releasing through RKO. Radio stars will be used under the deal. The initial picture, "Hizzoner," stars Bert Lahr, with production at the Fox Movietone studio. Supporting Lahr in the cast, which is being directed by Ray McCarey, are Eddie Roberts, Loretta Sayers and James Melton. Joe Nadel is supervising.

Sieg Herzig has been assigned to do the script for the two-reel comedy starring Stoopnagle and Budd to be produced and directed by Al Christie for Educational. Production is scheduled to get under way at the Eastern Service studio in Astoria within the next two weeks.

Work on the script and titles for the synchronization of the six-reel French feature, "The Nudist," has been completed by Burnet Hershey.

Production on the first of the series of two-reel musicals to be produced and directed by Jack White for Educational release got under way this week at the Eastern Service studio in Astoria. Lillian Ruth provides the cast, supported by Eddie Craven, Anne Sutherland and Patsy Flick, Raymond Kline is supervising production, with Fred Schell assisting on the direction and the casting. Bill Stein and George Weber are doing the camera work.

The Vitaphone short which will star Norma Terris, star of numerous Ziegfeld successes, has been changed from a two-reeler to one of three-reel length. The film has been tentatively titled "Around the Clock." Script is by Cy Wood of the Vitaphone musical staff.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Oct. 11-12

Lillian Hackett
Maurice Pivar
Lowell Sherman

James Bradbury, Sr.
Crawford Kent
William Nigh
Joseph S. Skibell
Bob Dibley
Karl Dann

Lillian Hackett
Maurice Pivar
Lowell Sherman

James Bradbury, Sr.
Crawford Kent
William Nigh
Joseph S. Skibell
Bob Dibley
Karl Dann

The Film Daily
Thursday, Oct. 12, 1933
"A WOMAN'S PICTURE, AND A HELUVA GOOD ONE"

IRENE DUNNE
WALTER HUSTON

SINCLAIR LEWIS' GREATEST NOVEL

Ann Vickers

IRENE DUNNE shines as Lewis' heroine... her interpretation of Ann is a beautiful performance... she makes the positive honesty and capability of Ann shine through her every action and word.

N. Y. Daily News
Ann Vickers seen with Irene Dunne in fine portrayal... Miss Dunne is superb.

N. Y. American
Ann Vickers Starring Picture... Irene Dunne achieves distinction in role of Lewis' heroine... women particularly will relish Ann Vickers... it is a fine story... brilliantly impersonated.

N. Y. Daily Mirror
Ann Vickers is a woman's picture and a heluva good one... chalk up a winning performance for Irene Dunne in the title role.

Directed by John Cromwell
A Pandro S. Berman Production
MERIAN C. COOPER
EXECUTIVE PRODUCER
Thursday, Oct. 12, 1936

Labor is Satisfied With Code, Sol A. Rosenblatt Believes

Some Opposition, However, is Reported from Delegates

Washington—"I have every reason to believe labor is satisfied with the code," asserted Sol A. Rosenblatt yesterday. Reports from labor delegates here, however, indicated considerable opposition to the second revised draft.

The question of whether the Code Authority has power to regulate salaries was put to the Deputy, but the legality of such a plan remains undetermined, he said. Rosenblatt said that he will not hold another hearing to allow the Academy of M. P. Arts & Sciences to present revised proposals. He denied having received a request for such action from Lester Cowan.

West coast supporting players and extras, through their executive chairman, Allan Garcia, yesterday wired Rosenblatt their gratitude for "understanding and fairness" in drafting the code.

M.P.T.O.A. Withholds Its Verdict on Code

Continued from Page 1

with Rosenblatt as soon as possible and meanwhile is continuing its analysis of the draft, which was uncompleted late last night. In a number of instances, revisions of philosophy, "completely changes intent and meaning of the provisions," declared the M.P.T.O.A. president, who is still hopeful that a fair and equitable code will be worked out.

Chorus Equity Requests Change in Revised Code

Washington—Dorothy Bryant, executive secretary of Chorus Equity, yesterday wired Sol A. Rosenblatt that the code does not compel an independent contractor to become signatory and its observance does not fall on the exhibitor who, in her opinion, should assume responsibility. Unless revision is made to take care of this situation, the code operation will be impossible to enforce, she said. Rosenblatt indicated he has no intention of complying with her demands.

RKO Managers Switch

C. W. Friedman, manager of RKO’s Regal, has been transferred to the RKO Tilyou, Coney Island, with Robert Ungerfeld, formerly manager of the Tilyou, replacing Friedman.

Dr. Lowell at White House

Washington—Dr. A. Lawrence Lowell, president of the Harvard University, yesterday conferred on President Roosevelt, at the White House, and had a conference on the code.

Ritter and Richey Get Mich. Confidence Vote

Washington—A vote of confidence participated in by 75 Michigan exhibitors has been given John W. Ritter, producers of part of the second revision of the film code.

Cartoon Producers’ Rules in Second Code Revision

Washington — Following clause dealing with animated cartoon producers, is part of the second revision of the film code:

(a) No cartoon producer shall employ any person unless the producer is able to furnish said person $5,000 or $131,000, as the case may be.

(b) No cartoon producer shall employ any person unless the producer is able to furnish said person $260,000 or $5,000.

(c) No cartoon producer shall employ any person unless the producer is able to furnish said person $3,000 or $1,000.

(d) No cartoon producer shall employ any person unless the producer is able to furnish said person $5,000 or $131,000.

(e) No cartoon producer shall employ any person unless the producer is able to furnish said person $2,000 or $131,000.

(f) No cartoon producer shall employ any person unless the producer is able to furnish said person $2,000 or $1,000.

(g) No cartoon producer shall employ any person unless the producer is able to furnish said person $2,000 or $131,000.

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(z) No cartoon producer shall employ any person unless the producer is able to furnish said person $2,000 or $131,000.
M. P. Academy Asks Delay on Contract Player Provision

WASHINGTON May 25 — The American Federation of Labor yesterday told the Justice Department it no longer demands that the nation's movie theaters be divided into two classes. It declared that this plan is not essential to the maintenance of the film industry. The AFL position was announced by A. F. L. President William Green, who is to present a report on the industry to the nation's governors and state and local officers.

Washington Daily Sidelights by Arthur W. Eddy

Washington, D.C., May 25 — Washington policeman who arrested a woman for violating the city's anti-scalping law yesterday said she wasAi Cullen Avenue ill.

Frank Wilson, an attorney for the sculptor, today explained that the case was filed by a group of sculptors and art dealers to prevent the city from taking over the art center property for the benefit of the sculptor, who is said to have no money. Wilson said the city's action was an attempt to oust the sculptor from his home and studio.

H. B. Franklin Suits RKO; Is Planning to Produce
(Continued from page 1) past two years and that it is time for me to again enter a corporation of my own," said Franklin to Film Daily yesterday. "I shall take a short vacation and then return and open offices in the RCA building, where a production company will be started. Who my associates will be I am not ready to divulge."

Washington—M. H. Aylesworth, president of RKO, here attending code meetings, stated last night that he was prepared to return to Harold B. Franklin's company. Three Scales Unsold

Low Scales Unsold

Rosenblatt Tells A. F. L.

Experience proved that minimum wage scales, once established, tend to become maximums, declared Sol A. Rosenblatt in addressing a congressional audience at the A. F. L. convention yesterday morning in the Willard. Although he omitted any direct comment on the film industry code, a number of his remarks by inference applied to it.

The N. R. A. has no intention of tearing down business enterprises which have been built over a period of 30 years, the Deputy Administrator told his auditors, many of whom interpreted the statement as referring to picture business. High union scales are in effect an insurance policy against labor disorders, said the Deputy, who concurred with his chief, General Johnson, on the declaration that labor must avoid strikes.

Sunday Shows for Atlanta

After the city council had failed to take action, Mayor Key issued an executive order permitting Sunday shows here.

Lester Cowan Requests Time for a Hearing on the Coast

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Low Scales Unsold

Rosenblatt Tells A. F. L.

Experience proved that minimum wage scales, once established, tend to become maximums, declared Sol A. Rosenblatt in addressing a congressional audience at the A. F. L. convention yesterday morning in the Willard. Although he omitted any direct comment on the film industry code, a number of his remarks by inference applied to it.

The N. R. A. has no intention of tearing down business enterprises which have been built over a period of 30 years, the Deputy Administrator told his auditors, many of whom interpreted the statement as referring to picture business. High union scales are in effect an insurance policy against labor disorders, said the Deputy, who concurred with his chief, General Johnson, on the declaration that labor must avoid strikes.

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AND THE VILLAINS STILL PURSUED HER! Says Groucho to Harpo in Paramount’s "DUCK SOUP"... "Hide like fury, if you run out of gas, get Ethyl... If Ethyl runs out, get Mabel!"

The FOUR MARX BROTHERS in Paramount’s "DUCK SOUP"
Directed by LEO MCCAREY
58 Houses in Minneapolis Area Reopened in Month

RKO Theater Operation Duties May Be Split With Present Staff

With no announcement forthcoming yesterday regarding a successor to Harold B. Franklin as head of RKO theater operations, reports along the street were that the duties probably would be split among several executives now in the organization.

Broadway buzzed yesterday with innumerable rumors as to the successor of Franklin who resigned Wednesday as president of RKO Theaters and other RKO subsidiary companies. Replacing the name of Sam Katz as the most likely successor, the name of Major L. E. Thompson, president of Trans-Lux Movies, took the spotlight. Although it was not believed that Thompson would be given the proxy job, it was held likely that he would be named head operator of the circuit with either W. S. van Schmus or

(Continued on Page 2)

Question Legality of Clauses Covering Agents and Blacklist

Washington—The question of the legality of the entire code provision governing the conduct of agents was raised yesterday by several observers, who pointed out that the NBA act itself has specifically declared itself not able to cover salesmen and agents. This is mentioned in every code wherever income is based upon a commission basis. They point to a code submitted by the Commercial Travelling Men of America, consideration of which was refused by the N.R.A. on the grounds that the act deals only with employment.

(Continued on Page 11)

Reopening in Minneapolis Area Totaled 58 in the Past Month

Minneapolis—Theater reopenings in this area for last month totaled 58, the largest number of openings in a similar period for several years, it is shown in the current report of the Film Board of Trade. Equally significant is the fact that for the same period not a single closing is reported. The reopenings are:

- Minneapolis—Wortin, Albany; Community, Arington; Family, Bagley; Grand, Bemidji; State, Dassel; Rob, Gaylord; Hancock, Hancock; City Hall, Hill City; Karlstad, Karlstad Union, Referer, Grandada, Lake City;
- Star, Lake Park; New State, Lanesboro; Star, Le Sueur; Park, Minneapolis; Grand, Mn.

The 1924 Film Daily Year Book Is A Liberal Education In Pictures.—Advt.

(Continued on Page 2)

51% OF TOTAL PAY GO TO 466 PERSONS

Washington—Commenting on an "excessive salaries" within the industry, Col. A. Rosenblatt yesterday declared that records show that out of the total cost of salaries and labor expenses in connection with producing pictures, an average of 466 persons receive 51% per cent of the total paid to 12,000 people for

(Continued on Page 11)

Aug. 23 Scares Would Add $60,000 Yearly in Cleve.

Washington — If the final code draft adopts the union wage scales of Aug. 23 as indicated in the second revision, $60,000 annually will be added to overheads of members of the Cleveland M. P. Exhibitors' Ass'n, declares Moe Horvit, member of the association's board of di-

(Continued on Page 11)

Just Started

Washington — Code-drafters, all suffering from acute attacks of homesickness, were encouraged yesterday when somebody or other pointed out that one code has been revised 16 times. And the film industry code is only in its second version.
58 N. W. Theaters Reopen in Month

(Continued from Page 1)

North Dakota — Annex, Annandale; Auditorium, Audubon; Athena, Dunmire; State, Jamestown; Empire, Leech; Alba, Max; Bowery, New England; Grand, Okla.; Maurm, Rolla; Arnold, Rollette, Rex, Valley City; Lyric, Watford City; Wymore.

South Dakota — Orpheum, Bristol; Sun, Spear; Iris, Fredrick; Playhouse, Harrold; Palace, Hurley; Legion, Hurley; First, Ironwood; Strand, Isabel; Rex, Lake Preston; Lyric, Madison; Hollywood, New Effington; Crystal, Onida, Strand, Springfield; Astra and Cottage, Vermillion; Paradise, Wood.

Harry Rathner to Handle Principal Sales in East

Harry Rathner has been appointed eastern sales manager for Principal Distributing Corp. with Louis Hyman remaining as western sales head. He is announced by Bob Lesser, who is in New York for a week before sailing for Europe. Lesser this week closed a deal with Arthur Durant, head of British Film National Pictures, for distribution of "Tarzan the Fearless" in the United Kingdom.

Last Week Was Biggest In U's Sales History

Last week was the biggest week in Universal's sales history, with the San Francisco exchange leading the country due to four circuit deals closed last week by James R. Granger, general sales manager, company officials state. The deals were the Golden State, the T. & D. Jr., and the Iroquois, Blumenfeld and Consolidated Amusement Co.

Bob Savini Quits Amity To Head Astor Pictures

R. M. Savini, general sales manager of Amity Pictures, resigned last week to become head of Astor Pictures, a state rights distributing organization with headquarters in the Film Center. Savini formerly was in charge of sales for World-Wide in association with William Snal.

RKO Theater Duties May Be Split Up

(Continued from Page 1)

J. R. McDonough, formerly with RCA, is acting as liaison officer between M. H. Aylesworth and the RKO theater and Radio Pictures companies.

Among other experienced theater executives at present in the RKO organization are Charles Koerner and Nate Blumberg. Phile Reisman also has been in both the sales, buying and exhibition ends of the business.

Koerner, New England division manager for RKO, is known to be the choice of Walter Brown, who is advisor to Aylesworth in the theater circuit situation.

Ned E. Depinet, RKO Radio Pictures distribution head, also may come in for some added duties under the new arrangement for taking care of theater operations.

Writers Assail Clause

Dealing With Contracts

Washington — Assailing the section of the producers’ draft on contract offers, a statement issued last night by the Authors’ League and Screen Writers Guild yesterday, stated: "legalizing blacklisting and victimizes the entire profession in order to protect producers against their own mistakes."

Another angle of attack was the provision preventing writers, actors and directors from negotiating new contracts until 30 days before expiration of old agreements. "It writers are to be blamed for high cost of pictures, we demand these charges be proven in public hearing or elsewhere," said the statement, signed by Lucia Stieglitz, Hamilton Osborne for the Authors’ League, and Sydney Howard and James Ashmore Creelman, for the Screen Writers.

IATSE Local Officials

Object to Labor Clause

Washington—I.A.T.S.E. local officials are strenuously objecting to the labor clause. On their interpretation, unions will be compelled to pay wages of additional booth men required because of restriction of working week to 40 hours. Existing contracts between locals and exhibitor groups will force this obligation on the unions, they assert. On the other hand, some locals are worried over prospects of the code becoming retroactive as indicated in an exclusive story in THE FILM DAILY of Oct. 5.

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SOL LESSER has delayed his departure for abroad and now is scheduled to sail next Friday on the Paris.

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MAJOR ERNST UDEN, featured in Universal’s “S. O. S. Iceberg,” sailed for Europe last night on the SS. 

19 Detroit Houses Resume Operation

(Continued from Page 1)

son City; Gem, Clio; Garden, Peterburg; State, Unionville; Belleville, Belleville; Davison (formerly Bozeman), Colton; Temple, E. Jordan; Royal, Constantine, and Regent, Bangor. No closings were reported for the period.

ST. CHARLES

ATLANTIC CITY

An Entire Block on the Boardwalk

A most beautifully appointed resort hotel . . . Excellent Cuisine . . . Spacious, sunny rooms . . . a unique combination of the St. Charles makes the days spent there a delight to the eye and the palate . . . Rates GREATLY REDUCED.

Coming and Going

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EXTREMELY FINE GRAIN

...That, of course, is the first essential in any film that is to serve satisfactorily for projection background shots. Eastman Background Negative has this prime requisite ...plus adequate speed...plus excellent processing characteristics. In short, it is being demonstrated every day that this new Eastman film is ideally adapted to its important special purpose. Eastman Kodak Company. (J. E. Brulatour, Inc., Distributors, New York, Chicago, Hollywood.)

EASTMAN BACKGROUND NEGATIVE
LICHT
PARADE
JAMES CAGNEY
JOAN BLONDELL
RUBY KEELER
DICK POWELL
WARNER BROS.' musical of musicals
with 20 stars including
done in years!
business you've
for the biggest
it's yours
take it away, gen-
now
GER THAN" GOLD
proved it... BIG
opened it... we
promoted it... we
We made it... we
IT COULDN'T BE ANY BIGGER

JOSEPH M. SCHENCK PRESENTS IT

IT'S A DARRYL ZANUCK PRODUCTION

WHAT A CAST!
WALLACE BEERY!
GEORGE RAFT!
JACKIE COOPER!

AND
FAY WRAY
AND
PERT KELTON
NOW THEY MEAN WHEN THEY SAY IT'S THE -
VITAPHONE COMPLETES
4 TECHNICAL FILMS

West Coast Bureau of THE FILM DAILY

Hollywood—Four of the six two-reel Technicolor musical comedies on Vitaphone’s 1933-34 schedule have already been completed at Warner’s Burbank studio, including names from the features field, and in the various dance numbers used in each picture, many of the girls from “Gold Diggers” and “Footlight Parade” take part. The completed subjects are:


James Cagney’s Next

West Coast Bureau of THE FILM DAILY

Hollywood—“Heir Chaser,” by Laird Doyle and Ray Nazarro, will be the next James Cagney vehicle following “Finger Man,” which is to be completed next week, Warners announce.

Steffes Opening St. Paul House

Washington—Al Steffes, who has arrived here in connection with code drafting work, is opening a new house, the World, in St. Paul tomorrow night. House seats 371 and will play foreign pictures.

Warners Open Milwaukee House

Milwaukee—The Strand, first-run, has been reopened by Warner Bros. Harry Wren, formerly of Kansas City, is the new manager.

SHORT SHOTS FROM EASTERN STUDIOS

By CHAS. ALICOTE

HERMAN RUBY, script head at the Vitaphone studio’s directorial staff, completed his first assignment with a two-reel “Big V” comedy starring Billy House under the direction of Ralph Staub. Production starts in two weeks.

Ralph Staub, newest addition to the Vitaphone studio’s directorial staff, completed his first assignment with a two-reel “Big V” comedy, starring Ben Blue, Supporting Blue in the cast are Loretta Sayers, Billy Halligan, Dan Coleman and “Pete,” dog star of Hal Roach’s Gang comedies.

Casting is now under way for players to support Richy Craig, Jr., in his second Vitaphone comedy, with production on his short scheduled to begin in about two weeks.

PORTABLE LABORATORY DESIGNED BY M-G-M

West Coast Bureau of THE FILM DAILY

Hollywood—A complete photographic laboratory, so small that it can be packed in two trunks, has been designed at the M-G-M studios to be carried by airplane on M-G-M’s South American expedition which will film “Jungle Red Man.” The trip will be made in a Pan-American plane and will cover 21,000 miles. Harold Noble, author of the picture, will accompany the unit, which will be headed by Dick Ross, official photographer. The aerial laboratory will be capable of developing a day’s “takes” and “rushes.” The party which will be nine months in the jungle will leave within the month. Harry Rapf is associate producer for the feature.

Van Leer in O’Brien Campaign

Arnold van Leer, Columbia exploiter, has been named vice-chairman of the Democratic Theatrical League which will sponsor the re-election of Mayor John P. O’Brien. Organization of the league was announced yesterday by Senator Abraham Kaplan, who named Joseph Gransky chairman. An active working committee of 100 will carry on a series of campaign addresses in the theatrical district. Headquarters of the league are at 1619 Broadway.

Keep Up “Footlight” Ads

Warners are keeping up the special advertising on “Footlight Parade” even though the picture is doing capacity at the New York Strand. Business for the first week topped all records at the Broadway house, it is stated.

Movie House Books Legit. Show

Charlotte, N. C.—The Carolina, leading local picture house, has booked “Green Pastures,” legitimate, for a two days’ engagement next week.

Warners Reopen 2 Ohio Houses

Warners have reopened two Ohio houses, the Majestic in Mansfield and the Ohio in Lima.
This is the Recognized Standard Book Of Reference Of The Motion Picture Industry. It is found on The Desk or in The Library of Every Executive Of Importance in Motion Pictures All Over the World.

The coming 1934 edition, out as usual shortly after the first of the year, will be more attractive, bigger, better and more important than ever...
**SHORT SUBJECTS**

Charles Judels and George Givot

*How Ya Like That?*
with Dorothy McNulty

Vitaphone
18 m
Fair Comedy

Semislapstick affair that about makes the grade. Chad Judels and George Givot are sailors who try to smuggle liquor ashore and get chased by customs officers. The boys hide in a trunk belong to theatrical team, and wind up the dressing room of Dorothy McNulty, who breaks with her part and takes the sailors into her

**Admission Five Cents**
(Old Time Novelty Reel)

Vitaphone
10 m
Amusing

Travesty of old-time screen set with Leo Donnelly as the master injecting comedy remarks. Stil with circus scenes of about 25 years ago, and a moonshining moonshiner drama, and finally a singer of ill-starred songs, the number be only a Bird in a Gilded Cage. Will amuse 'em all right.

**"Tis Spring**

Vitaphone
19 m
Comedy/Musical in Color

A rather fanciful conceit which a couple of tramps, H. Herbert and Allen Jenkins, land a seminary and convert the hearted principal, Ruth Donnelly, romance in keeping with the claim of her pupils. Production va are unusual, embracing elabo backgrounds, some catchy music numbers, a few swell chorus numbers, and a strong cast, among other names being Patricia El Frank Albertson and Virginia Smith. There also adds short comic prologue, and this whole works is in Technicolor. John Frevis Dillom directed it.

**Technocrackle**
(Scrappy Cartoon)

Columbia
7 m

Okay

Produced some months ago at time Technocrack was the thing Charles B. Minnig animated, this being a diverting subject of kind aside from the timeliness of idea. It shows Scrappy convert his farm to a technocratic slave state and replacel the livestock, farm house etc., with mechanical counterparts, but the outraged members finally call in and while Scrappy is away they throw a monkeywrench in the machinery, causing all the parades to tear up and thereby shortening the order.

**Ford to Direct 3 at RKO**

Hollywood—Ford has been signed by RKO to direct three more features. He recently finished a one-picture assignment, "The Last Patriot."
Who's Afraid Of FRIDAY THE 13th?

In Production
FRIDAY THE 13th
WALKING UNDER A LADDER
THE RABBIT'S FOOT
THREE ON A MATCH

PET SUPERSTITIONS
The Series That Are "Not Lucky But Good"
SPILLED SALT now playing at the United Artists Theatre, Los Angeles, and other major first-runs

Produced by JACK NELSON

FOR MASTER ARTS PRODUCT RELEASE
SKIP IT! Groucho Marx, as Rufus T. Firefly, Dictator of Fredonia, takes a few steps in the right direction in PARAMOUNT'S "DUCK SOUP"
Third and Final Code Revision Expected Next Week

IRA TO EXACT PENALTY FOR EXCESSIVE SALARIES

M.P.T.O.A. TO INVADE MICHIGAN TERRITORY

A new opening day record was set at the Paramount yesterday with Mae West's "I'm No Angel," attendance totaling about 22,000 against the former record of 19,700. House opened at 5:30 A.M. and it was S.R.O. by 7:30. The Music Hall, with Charles Laughton in "Private Life of Henry VIII," opening day attendance grossed $2,000 with a new record gross for the big house. The Paramount plans to extend showings tomorrow night until 5 A.M. Sunday.

Washington—Invading one of the original Allied strongholds, the M. P. T. O. A. plans to organize a unit in Michigan with headquarters in Detroit. Work will be undertaken by Lou Rim and other Detroit exhibitors who are up in arms over the buying cooperative in that city. They

Youngclaus Damage Suit Goes on Trial Next Week

Washington—Suit for damages of $525,000 brought by William Youngclaus in Federal Court, Lincoln, Neb., against distributor members of the Film Board of Trade goes to trial early next week. Action was filed subsequent to granting of an injunction to Youngclaus in a suit against the protection system, which he claimed injured his business.

Washington—A third revision of the code, expected by conferees early next week, will be the final edition of the NRA machinery en route to General Johnson, said Sol A. Rosenblatt yesterday afternoon. Issuance of the third edition will coincide with the end of Washington conferences between the Deputy Administrator and the conferees.

Clause Added in Code Will Penalize Employers Paying Too Much

JOHNSON SAYS NRA CAN'T FIX SALARIES

Washington—There is nothing in the Bill to regulate star, executive and other film industry salaries was injected into the Administration through an added clause authorizing the Code Authority, with approval of the Administrator, to investigate cases of excessive compensation and penalize employers indulging in the practice by im-

Final Revision of Film Code Is Expected Early Next Week

Converting Travel Film Into 18 Short Subjects

James Boring of the James Boring Travel Service has returned from a world tour with 40,000 feet of film which will be made into a series of 18 one-reelers. F. Herrick directed the films, which are now being edited for early release. No distribution has been set as yet.

Give Way to Strain

Washington—Terrific pressure under which conferees work is indicated by the growing casualty list at the Mayflower. With William Jeffery and Paul Palffyman both still in bed, although recuperating, Eddie Golden also is ill. One major company executive collapsed in a recent meeting, and at another session a conferee submitted an offer to attend a conference the day after the opening date of debate actually began.
Samuel Zinn Wins Appeal Against Para. Trustees

Permission was granted by the U. S. Court of Appeals yesterday to Samuel Zinn, attorney representing minority interests in the receivership, to appeal from an order of Judge Colemon refusing to remove J. H. Benniker, Eugene W. Leake and Charles E. Richardson as trustees in bankruptcy for the corporation. On another plea, the Court refused Zinn's request to appeal from Judge Colemon's refusal to remove Revere Henry K. Davis from further consideration of the receivership.

Handling Jungle Pictures

West Coast Bureau of THE DAILY FILM DAILY Hollywood—Lan Rantz and Dick Pearl will distribute a 12-month "Hunter" and 12 shorts of Malay jungle life produced by J. C. "Doc" Cook. Distribution in the Orient will be handled by Federated Malay States Milk Co., financed by the King of Siam.

Showmen Pictures Announcement


M-G-M M-Features Titled

"Sons of the Desert" has been set by M-G-M as the title of the full-length Laurel and Hardy comedy being directed by William Seiter. "Day of Reckoning" is announced as the final title for a Dick picture formerly called "For Ever Faithful" and "Case of John Day."

New California Circuit

Turlock, Cal. — Valley Theaters Co. will reopen the Broadway shortly. The concern has been capitalized at $10,000, by Samuel Grannick of Oakland and Harry J. Numan of San Francisco, and is to control a circuit of houses through the central valleys of California.

"Footlight" in Boston Oct. 20

Boston — "Footlight Parade" has been booked into the Metropolitan for an extended run starting Oct. 21. Charlie Curran is handling the advertising and exploitation campaign for the Warner circuit.

Wm. K. Wells Joins Educational

William K. Wells, comedy writer for stage, screen and radio, has been signed by Educational for work with its eastern unit.

Jefferson Amusement Co.

Files Brief in Frels Case

Washington — A 50-page printed brief, denying recent charges that Rubin Frels could not obtain product for a house in Victoria, Tex., has been filed with the Alien Anti-Rooms by Jefferson Amusement Co., headed by Sol E. Gordon. It is set forth by Gordon that Frels had contracts for 250 pictures, and Jefferson Amusement Co. had 250, The brief goes into detail about the fight waged in Victoria between Frels and Jefferson.

3 More from Harman-Ising

West Coast Bureau of THE DAILY FILM DAILY Hollywood—Last of the animated cartoons being made by Harman-Ising Productions under its contract with Warners are "We’re in the Money," a Merrie Melody, and "Bosko the Musketeer" and "Bosko’s Picture Show." Looney Tunes. Harman-Ising also made "The Dish Ran Away With the Spoon."

Pacific N. W. Reopenings

Seattle — The Holly in Medford, Ore., has been reopened by E. E. Marsh, formerly of Corvallis. Roy Clemens and L. A. Gillespie have reopened the Liberty, Oroville, Wash, and Ellington and Lindholm have reopened the Lyric, Yakima.

T. & D., Jr., to Build in Redding

Redding, Cal. — T. & D., Jr., Enterprises will erect a theater on Market St.
IT'S MADE OF THE STUFF THAT MADE THE MOVIES

KATHLEEN NORRIS' sensational seller

Stirring revolt of a wife against a man who used their marriage as a smoke screen for his indiscretions... and repaid her loyalty by refusing her the right to motherhood. A woman's picture of tremendous emotional appeal... with gorgeous settings, stunning gowns.

JOIN THE UPSWING WITH Fox
NRA Prepared to Exact Penalty for Excessive Salaries

(Continued from Page 1)
posing assessments not exceeding $10,000. The move ties in with the Presidential announcement of salary investigation made Wednesday.

Under the provision, the Code Authority has power to determine what constitutes "fair value of personal services." It does not, however, endeavor to fix salary maximums. Following is the complete clause, known as Article V—Division A:

To avoid payment of sums unreasonably in excess of fair value of personal services which results in unfair and destructive competition, the Code Authority shall have power, with the approval of the Administrator, to investigate whether in any case any employer in the motion picture industry has agreed to pay an unreasonably excessive inducement to any person to enter into the employ of such employer. The Code Authority shall have power, with the approval of the Administrator, to impose an assessment against such employer in amount of unreasonably excessive payment to such person, not, however, to exceed the sum of $10,000 and to fix public its findings, but nothing in this part shall in any manner impair the authority or enforceability of any agreement of employment. All such assessments shall be paid to the Code Authority for use by it in the administration of its functions.

Lester Cowan last night described the new salary control clause inserted in the code as unworkable. A principal reason is the inability to fairly determine what should be a player's compensation, he said. In behalf of the academy, he today filed a protesting brief with Sol A. Rosenblatt.

Allied Protest Campaign Induces Only 465 Wires

Washington—The national campaign of Allied and other units to send 100,000 wires to the White House protesting against unfair treatment of independent exhibitors in the code yesterday had netted, but not 465 telegrams, according to official figures. Early returns indicated that Ohio was the leading contributor.

Capitol, Chicago, Goes De Luxe

Chicago—Warner's have installed a de luxe policy for week-ends at the Capitol. Stage shows will supplement pictures on Friday, Saturday and Sunday.

Board to Come First

Washington—First move under the code setup will be to organize local zoning and grievances panels, said to be the product of their position in the NRA plan, Sol A. Rosenblatt yesterday told exhibitor leaders.

WASHINGTON N.R.A. SIDELIGHTS

By Arthur W. Eddy

The only code drafted without record was Marcon's, see Arthur Schwartz, dueling all resulting blows.

Code widows are widely wiring: "Come home and all will be forgiven."

Herman Blum is receiving con

A. H. Schwartz's received a flock of wires congratulating him at the opening of his new Franklin at Franklin Square, Long Island.

Luise Silvex and Dorothy Bryant are the only girls tusseling with this codifying biz here.

Washington N.R.A. Sidelights

Gen. Johnson Says N.R.A.
Can't Fix Film Salaries

Washington—President of the M.P.T.O. of Southern California will conform with the M.P.T.O.A. does regarding the third revised edition of the code," said President Ben Berinstein last night. Subscribing "wholeheartedly" with the stand off the national exhibitor association, he expressed admiration for the efforts of its leaders.

MPTO of So. California
Will String With MPTOA

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Music Code Hearing

Set Back to Nov. 2

Washington—Date of public hearing on the music publishers code again has been postponed by Sol A. Rosenblatt, this time from Oct. 17 to Nov. 2. Classes in its proposed code which conflict with the retail code are now being ironed out by Rosenblatt and Whiteside, Deputy in charge of the retail code.

Indie Exhibs Return Home

Washington—After a meeting at which the code analysis prepared by independent exhibitors was studied, a number of New York exhibitors returned home. They included Harry Brant, Milton Wiseman, Blumenthal, Leon Rosenblatt and Leo Brecher.

Cost of Eliminations

Washington—Ten percent flat commission on contracts in which film sales average $250 or less will cost major distributors $900,000 annually, according to an estimate by Louis H. M. given to the M.P.T.O.A.

EXISTING UNION PACT MAY NOT BE DISTURBED

Washington—Translated by solicitors as indicating that existing union contracts will not be disturbed, the code is the assurance given M. H. Horwitz, attorney for the Cleva Exhibs, by Sol A. Rosenblatt, yesterday, that the oral and stagehands deal signed Aug. 17 to become operative Sept. 1 will not be affected.

Fusion's Code Analysis

Not Ready Until Tod

Washington—Due to further lay overs in drafting and printing Fusion, analysis of the second code revised which the independent fusion group was to deliver to Sol A. Rosenblatt yesterday, it will not be ready by today. Pending further developments, several leaders held off Washington. Sidney Sparr has returned home and Steffes has gone to New York, left Attorney, Myers, H. M. Rich, A. Cole and Joe Horwitz holding the fort.

Pat Casey is Satisfied

With Studio Labor Clat

Washington—Expressing satisfaction with the revised labor studio code provisions, Pat Casey returns to New York last night from Washington.

Shamrock Announces Officers

Detroit—Officials of Shamrock Pictures Corp., organized to produce and distribute a series of pictures are announced as follows: B. M. Printz, president; Arthur V. Myer, vice-president; Robert H. Lowery, treasurer; Fred Crebbin, Jr., treasurer; Walter S. Roth, director. Tennis offices are in the Cadillac Square Bldg.

World Changes May Be Two-a-T. New M-G-M Buys Two Novels

"Vavens," by Hugh Walpole, "Two Women," by Polan Bar, have been acquired by M-G-M.
Exhibit Labor Provisions in Second Revision Are Final

IPTOA Sets Forth Its Reasons for Approving Clause

Washington—Exhibition labor provisions embodied in the second revised draft are final, Sol A. Rosenblatt told the M.P.T.O.A. and several other independent leaders at a conference yesterday morning. This means that the I. A. T. S. E. scales Aug. 23 will serve as the basis for negotiating wages for operators, stage hands and other unions despite exhibitor hopes that the scale of July 1933, will be adopted. In a statement last night, the M. P. T. O. A. explained the reasons for approving the clause, as follows:

"First, the I. A. T. S. E. has withdrawn its demands for one man for each machine. "Second, small-town exhibitors and communities where I. A. T. S. E. is not now exist, may continue as heretofore, on a minimum basis of 0 cents an hour. "Third, labor's latest proposal definitely sets up fair and equitable grievance boards to settle all labor disputes, and, in the Administrator's own words, there will be none of this open warfare, 'rife, all labor disputes will in fact be mediated in a manner not before existing. "The mere fact that many I. A. T. S. E. locals are opposed to the code has been a widespread indication of opinion on all sides. "Regarding the code as a whole, we are free from being in absolute accord with many of its provisions. The M. P. T. O. A. had no more to do with its present contents and phraseology than anyone else; it is the Administration's code and while it did not get a great deal that we wanted or felt we were entitled to, neither did anybody else. "The M. P. T. O. A. takes the stand that the code, if and when adopted by the President, is subject to revisions, amendments and modifications. There isn't the slightest doubt in our mind but these will be forthcoming from time to time. "Not to sign code, once it has been adopted by the President, would subject every such non-signer to all restrictions and regulations of such a code without any wise benefit to him. "In the final analysis, we appreciate this is the NRA, not a federal trade hearing. No matter what we

Rosenblatt Forwards Protest Wires to White House

Washington—Sol A. Rosenblatt has baled of wires to President Roosevelt to protest against the cable he received from the White House for Presidential examination. In a recent interview, the President attributed many of these wires to a campaign of Allied and other units to bring complaints to the attention of the administration.

PUBLIC TO RETAIN DETROIT THEATERS

ARLISSE ADVOCATES 'HIGHER' SALARIES

(Continued from Page 1)

the office of Referee Henry K. Davis. With approval of the creditors, Trendle has agreed to keep open his offer to buy an interest in the theaters for a period of six months. John Balaban also will keep his offer open.

Herschel Stuart, recently sent to Detroit by Publix to look after the houses, will return to New York with B. J. Hines and Terry Turner about the end of next week for a new assignment.

The creditors' meeting also authorized the trustees to advance funds to preserve the interest of the company in the Paramount Long Island studio in the event that satisfactory arrangements could be made with the Prudence Co., holder of a mortgage on the studio.

M.P.T.O.A. to Invade Michigan Territory

(Continued from Page 1)

declare that H. M. Richer, Allied leader, is affiliated with the buying association despite his denials of any connection.

The move is the outgrowth of the current visit of Krim and associates to Washington to protest against the buying combine and the agreement of M. P. T. O. A. leaders to aid them in an effort to buy product in Detroit.

FINAL CODE REVISION EXPECTED NEXT WEEK

(Continued from Page 1)

and groups which have conflicting proposals.

Under the impression that the last draft will be announced Monday or Tuesday, various factions still left here are planning their departures. At 5 P. M. yesterday, Rosenblatt and others received the independent fusion analysis and proposals although yesterday was the deadline fixed by this group, which includes most exhibitors affiliated with Allied as well as producers and distributors. Asked if he would consider recommendations at this late hour, Rosenblatt replied "I wish I had."

Rosenblatt yesterday afternoon conferred with the producer and studio labor groups concerning revisions of proposals limiting working hours of certain classes of production labor. Studios were represented by Pat Casey, who opposed restrictions as unworkable. Rosenblatt said the clause dealing with union offers and star raiding is "substantially set.

Seven California Houses Returned to Operation

(Continued from Page 1)

W. Rodgers has reopened the May- ade, Pan House, Cornin, and K. A. Pace & Co. recently reopened the Hippodrome, Bakersfield. The Regent, San Mateo, is to resume this week with R. Y. Green as manager, and G. W. Taylor and R. O. Start are reopening the Atwater, Atwater.

Connecticut M.P.T.O. Appeals to Rosenblatt

(Continued from Page 1)

not affiliated with any national group, says its members "cannot stay in business unless they get some relief as they are drawing less returns from substantial theater investments than the average wage scale for operators or stage bands."

350 "Footlight Parade" Prints

To take care of unusual number of bookings. Warmer have ordered 350 prints on "Footlight Parade." This is the largest initial order of prints on a Warner production.

Norwalk House Reopens

Norwalk, Conn.—The Regent reopens this week with straight films.

WORDS and WISDOM

HOW are pictures written? I do not know. After four years spent in writing them, I still do not know.—MILDRED CRAM

"The reputation of being temperamental is darn good business in Hollywood. You have to be a better actress away from the camera than you are in front of it. You have to put on an act or executives and producers will not consider you an actress."—CLAUDETTE COLBERT.

"If it upsets you when one imaginary character murders another, why don't you take up crocheting?"—ERNST LUBITSCH.

"Because the actor owes so much to the friendliness of the public, some consideration should be given to autograph hunters, reporters and others who show a keen interest in him; but he should never be required to live like a goldfish."—GLORIA STUART.

"A well-made sound picture is a far more effective dramatic medium than one in which the action, to be understandable at all, has to be interpreted by the minute, or so in Eddie Guest English, and the only appeal to the ear is through a mediocre orchestra playing an accompaniment of overdone tunes."—CARL DREHER.

"One of the odd phenomena of the summer is the pervasive influence of Mme West. From one-reel slapstick to full-length feature there is little or no attempt to imitate the hearty bawdiness of Diamond Lou."—JAMES SHELLEY HAMILTON, National Board of Review.

"I'm not interested in the screen."—EUGENE O'NEILL.

or any individual may think of the code, fair grievance boards, equitable zoning and clearance regulations, a 10 per cent elimination for 'little' exhibitor and a clear ruling against substitutions are but a few of the benefits gained.

Rosenblatt is understood to have eliminated the M. P. T. O. A. request for an injunction against the industrial clause which restrains distributors from selling film to churches.

attempts is 82% Failure on Stage

Eighty-two per cent of the stage productions last season were failures, according to figures compiled by "The Billboard" for its index of the New York legitimate stage Season of 1932-33. Excluding repertory and stock, the number of plays presented set a new low record at 157, a drop of 40 from the previous season.

S.R.O.

Washington—Sol A. Rosenblatt's office is doing S.R.O. business owing to the continual code sessions. Groups have to wait in the corridor outside due to conditions being so congested.
MAE WEST in
"I'M NO ANGEL"
with Cary Grant
Paramount 87 mins.
A FOREGONE BOX-OFFICE CLEAN-UP
WITH MAE WEST DELIVERING AGAIN
IN A BIG WAY.

Regardless of how opinion may run in a comparison of the new Mae West picture with her previous big hit, there's such a difference waiting for this one that its mop-up is assured. And the folks won't be disappointed. Far from it. What the film is made up of is simply dialogue. Miss West appears as Tira, a carnival hooch dancer and animal trainer who makes the big-time with her stunt of putting her head in a lion's mouth. As a small-timer her "flame" was a slick-fingered midway worker, but when he is sent to jail for assaulting a sucker Mae steps out with the high-hats. As fast as she meets them they fall like a ton of brick. Finally she really falls in love with Cary Grant, and due to a misunderstanding later susies him for breach-of-promise. The courtroom scene, when Mae questions the witnesses, is a how. The film is all Mae West, with some of her typical songs, gowns and torrid retorts.

Cast: Mae West, Cary Grant, Edward Arnold, Ralph Harpole, Gertrude Michael, Kent Taylor, Dorothy Peterson, Gregory Ratoff, Gertrude Howard, William Davidson, Nigel de Bruiier, Irving Pichel, George B. Seitz, Nat Pendleton, Moore Cohen, Walter Walker.


S A T U R D A Y S MILLIONS" Universal 76 mins.
FAIR FOOTBALL ROMANCE-DRAMA
WITH GRIDIRON ATMOSPHERE
AND GOOD HUMAN INTEREST ANGLES.

Lacking any big football names featured in spectacular play in the football se-
quences, this one holds the interest with the fact that the climax is different. In-
stead of the hero coming through at the last final minute with the winning touch-
down he fumbles the ball and loses for good old alma mater. The best thing in
the picture is the fine characterizations contributed by Grant Mitchell and Richard
Tucker, two real old-timers. They take the part of the daddies of the young foot-
ball hero and the girl he is in love with. Away back in the early days of football
they too were champs on the gridiron, and deplore the present commercialization
of the game as exemplified by the hero son of Mitchell. He uses his prestige for his
own publicity and profit, but on the day of the game he sees the light, and goes in
for the first time to play for his team with the real fighting college spirit. His
wrist is broken, but he fights gamely to the end. Human interest stuff lifts this above
being just a football drama.


Director: Edward Sedgwick; Author: Lu
cas; Camera: Adapting, Dale Van Every; Came-
erman, Chalmers, Stumar.

Direction, Expert Photography, Good.

NEWS of the DAY

Toronto—No less than 33 local theaters held midnight shows on Sunday to usher in the Canadian Thanksgiving Day, Oct. 9. The num-
ber of these midnight shows was about double any previous figure.

Detroit—Funeral services for Fritz Frieid, formerly with Prin-
cepal Distributing and other com-
panies and lately on the Standard
Film sales staff, were held last week.

Detroit—"Maedchen in Uniform" has been booked for a return en-

gagement at the Rivoli, new foreign language house.

Cleveland—Mae Pollin, who went out of the RKO Palace with vaude-
ville last spring, is back again with vaudeville's return.

Salt Lake City—The Orpheum, showing Fanchon & Marco vaude-
ville and pictures, has reduced prices from a top of 75 cents to 40 cents.

Charlotte, N. C.—Renovation and remodeling of the Criterion is be-
ing rushed by the use of double shifts of workmen.

HOLLYWOOD PLAZA

MOST CONVENIENT
Hotel in Hollywood
$2.50 up, Single $3.00 up, Double Special weekly and monthly rates

The Plaza is near every-
thing to see and do in
Hollywood. Ideal for busi-
ness or pleasure.

Every room has private dressing room, bath and shower. Beds "built for
rest." Every modern con-
venience. Fine foods at reasonable prices. Conven-
ient parking for your car.

The "Disrober of Hospitality"
Vine at Hollywood Bvd. H O L L Y W O O D

A LITTLE from "LOTS"
By RALPH WILK

HOLLYWOOD

ETHEL HILL, Columbus scenarist,
is becoming one of the most
prolific writers on the Coast. She
has just sold an original "Far
Country" to Warner Bros., and M-G-M is to
produce her story, "You Made a
Bargain." 

Our Passing Show: Emil Ludwig, Charles Chaplin, Samuel Goldwyn, L.
B. Mayer, Sol Wurtzel, Charles R. Rogers, Jesse Lasky, Arthur Hel-
bins, J. T. Cosman, Rian James,

Stanley Bergerman, Blossom Seeley, Max Shargrin at the opening of "The
Browers at Grauman's United Artists
theater.

Jack W. S. Nelson has appointed
George Scherman as production man-
ger on his "Pet Superstitions"
series, while Bob Bischoff will be
the supervisor. Ray Nazarro is di-
recting the series.

Andy White, veteran production
man, is acting as assistant director
on "Avalanche," which is being
made by Sellicht Pictures, with Leo
Birinski as director. Paul Ivano is
the cameraman, while Willy Pogany is
in charge of the settings.

Seven times in the last five years Gene Raymond has started for
Europe and has never gotten there.
Everytime he packs his trunk a
swell new part is offered.

"The Mystery of the Dead Police." Crime Club novel by Philip MacDonald

alred recently acquired for pictures by
M-G-M, will be a Robert Mont
gomery starring film. Elizabeth Al
lan has been named for the feminine
lead, and Edgar Selwyn will direct.

Otto Kruger and Ben Lyon have
been selected for leading roles in
M-G-M's "Payment in Full," an
original story by F. Hugh Herbert.

Achmed Abdullah and Waldemar
Young have completed the script of "Lives of a Bengal Lancer," Para

mount special. Stephen Roberts will
direct.

First National Pictures is cast-
ing two pictures which will be put
into production within the next few
weeks. These are "Broadway at
Back" and "The Cricket on the Lawn.

The first of the two will star Genevieve Tobin, and the second will
star Joe E. Brown, who recently completed "Son of the Gobs."

NEWS of the DAY

Concord, N. H.—The Concord will
resume Oct. 15 under the operation of J. E. Charbonneau.

Boston—Charles Curran, former-
lv with Paramount in New York has
assumed duties as publicity di-
rector of the Paramount Theater.

Canton, O. — Alhambra, Warner first-
run managed by Dick Crusiger
goes dark Oct. 21 for complete ren-
ovation.

Akron, O.—William Hart of the Norka and Bada has started on his
annual pilgrimage to Arizona for
his health.

Boston—Al Goodwin has come
from Pennsylvania to manage the
M. and P. Scollay Square.

Palm Beach, Fla.—Permission to
lease the Ketterel theater for 18
months to Ketepa Theaters, Inc., is
being sought by P. O. Croghan is rec-
ceiver of the property.

Spokane, Wash.—The Egyptian
has been changed to the Bandbox and
J. H. Happy is managing it.

Seattle—Evergreen State Thea-
ters, Inc., announce the appointment of Leo Podin as manager of the
Paramount.

Oakland, Cal.—Empire Amuse-
ment Corp. has been organized by
M. J. Gross, H. Ceccarelli and J. D.
McKellar.

Reno, Nev.—T. & D. Jr., Enter-
prises has purchased the Roxie.

Menlo Park, Cal.—The New Men-
lo, owned by Maude S. Trolain, re-
cently filed a voluntary petition in
bankruptcy and closed. Jacobs & Frase announce they are erecting a
new theater here.

Glouster, O.—After complete re-
modeling, the Palace has been re-
opened.

FACTS ABOUT FILMS

With more than a dozen productions in work, M-G-M's Colver City studios
consume electricity at the rate of 6,000,-
000 kilowatts a year.
EXPLOITETTES

“Missing Persons” Stunt Stops Pittsburgh Traffic

TRAFFIC was stopped when the Stanley played “Bureau of Missing Persons.” A beautiful girl, nagged and tied to a post in front of the theater, with strong copy from the ads blown up to frame her in, drew crowds. The copy frame consisted of “LOST” in three-foot letters above her head. In addition the theater’s public announcement system was used to make regular police calls stating that so and so had been kidnapped from her home and to report all clues to the Bureau of Missing Persons. The pulling power of this stunt proved amazing. Traffic was stopped time and again. The manager of the theater across the street called the police and tried to get the Stanley to lay off the stunt on the grounds that it was blocking traffic.

Stanley, Pittsburgh

** ** Word Puzzle Aids

“Stranger’s Return”

MANAGER L. C. WORLEY of the Madison theater, where “The Stranger’s Return” was scheduled to be shown, arranged with the “Journal” to run a staggered letter contest. The paper called the word puzzle and asked readers to solve it by drawing a continuous line through each block without crossing block lines more than once. The contest ran for three days, and prizes were 25 pairs of tickets. Edna Matal, book critic of the Transcript,” wrote an article on the book and author, Phl Stong, just before the picture opening and mentioned the fact that the picture was to play at the Madison theater. A regular daily broadcast feature over Station WMBD was employed each night for a week in advance of the opening.

-Madison, Peoria, Ill.

SHOWMAN’S REMINDER

Avoid waste in art work.

Along the Rialto

with PHIL M. DALY

ALONG THE RIALTO

***

FIRST OF a series of “College Nights” which the Roxy on 7th Avenue is holding in connection with the showing of “Saturday’s Millions,” held tonite with the theater as host to Coach Lou Little and members of the Columbia Varsity team... James V. Allan, assistant to Grad Sears at Warners, signs Miss Gertrude K. Alliger of Cleveland on the dotted line today... The tide and gloom will fight it out the rest of their lives right here in New York...

***

NO SOONER had Wally Beery arrived on the Rex that he took off from Newark airport for Hollywood from there he will fly his own plane to Mexico City on Ermeen’s pic, “Viva Villa”... with Mrs. Beery and the baby remaining at the Warwick a while... Mary Pickford will speak on an NBC network this eve in behalf of the “Now Is the Time To Buy” drive of the NRA...

***

A FEW kolyums back we took a crack at the Workers Film and Foto League and the Anti-Imperialist League for fusing and fuming over “Thunder Over Mexico” as a piece of Capitalist inspired propaganda from Hollywood which they claimed misrepresented the Communist propaganda of Eisenstein’s original film... now a mug who signs himself “Lens” in a kolyum he conducts in the communist newspaper “Daily Worker” challenges us to a public debate on the subject... “Resolved: That Hollywood Is a Source of Capitalist Propaganda”... we to debate on the negative side, of course...

***

SO WE took this challenge very seriously and went out the last few days lookin’ at a lot of Hollywood “capitalist” pix... so we could get the lowdown to refute our communist columnist comrade... and doggone it what happened... we saw seven features... and in every one of ’em the Poor L’F Gal lands her Capitalist Sweetheart for her husband... so it looks like a pic as if we’re BOTH licked... today the Workers pride of the United States have joined up with Capitalism... it’s 50-50 for the Workers and the Capitalists... and now can we have a Debate that... we’ll meet you socially for a Workers’ glass of beer at the Capitalist bar of the Waldorf-Astoria as soon as it opens... and debate: Resolved: That A Good Glass of Beer is Good No Matter Wherein’l You Drink It."

***

TAKING OVER 150 prints of successful films contributed by the various leading companies... Admiral Byrd’s expedition will establish a “film archives” when it reaches its south pole base... the prints will be cached near the South Pole along with an EPI portable sound equipment for the use of future explorers... but some New Jersey exhibit will probably organize an expedition to lift ’em...

TIMELY TOPICS

Director Lubitsch Talks Back to Critics

PEOPLE who allow their curiosity concerning the secrets of motion picture making to spill their enjoyment of a film are like the man who never hears the music from a phonograph because he is listening to the scratch of the needle. Practically everything remarkable seen on the screen is possible in real life and vice versa. When it is done for the screen, technicians bring their knowledge to bear to make things possible and probable. One reason is that the cameras can photograph the object. The second is to provide the necessary safety. Audiences today are not altogether pagan. They have no desire to see men butchered to make a Roman holiday. In real life, the leaps of a Douglas Fairbanks are entirely possible. So is the opening of the Red Sea as shown in “The Ten Commandments.” But to protect the players and make the whole picture plausible for the camera, the best technical brains are needed. The business of a motion picture is to entertain. The really intelligent portion of an audience does not concern itself with questions as to how an effect is obtained. They are interested only in being held spellbound. What does it matter? The effect is real. If it isn’t, the man responsible is a bungler.

―Ernst Lubitsch.
Code Authority, Boards Attacked in Indie Analysis

DISTRIBUTORS TO COLLECT CODE FINANCING FUNDS
Circuits Join in Protest Against New Building Code

An Ode

...to the code

— Jack Alcicote

Washington, the right to buy, inferiors, who do or die, mining, clearance, sleep and then another meeting on at ten. Atwood, Schiller, Kent and Hays working nights and working days, bibles, telegrams and such. Those who talk but don't say much. It's go out and get a drink might do me good I think... Vers, Brandt and Kuykendall, fairs have got to fall. hen you leaving? I don't know:
• it's costing plenty dough.
• it over if you can
• see Rosey, he's the man.

That! A conference tonight, it another chance to fight! Asses nine and clauses ten; asses, too, that might have been. hat? You have some work to do, Its to me? Then, nuts to you! Guments and fights galore, hibitors who fight and bore. ther all it's worth the while, ose who take it with a smile, ose who try to do their share, ose who have been on the square, ints of roll, nearly done, R-A and Washington.

do is here, long live the code, at's omega to this ode.

Naming Successor Today

A formal announcement of Harold B. Franklin's successor as head of the RKO Theaters is expected to be made today.

Regulations Considered Too Drastic — Hearing Resumes Next Month

In a concerted effort to defeat the Merchants Association building code now being considered by the Board of Aldermen, the Theatrical Committee on the Building Code, headed by Thomas W. Lamb and manned by members of all major theater circuits, have joined forces with the

FIVE PUBLIX DEALS COMING UP OCT. 23

Five more regional reorganization deals involving houses in the Piblux Enterprises group will be submitted for the approval of creditors at a special meeting on Oct. 23 in the offices of Henry R. Davis, referee in bankruptcy. The items listed for action are as follows:
1. The proposed organization by

Seek to Invoke NRA Against Free Movies

Flint, Mich.—Incensed over free Sunday movies which have played to as many as 20,000 on a Sunday at the Industrial Mutual Ass'n Auditorium, General Motors welfare organization, local exhibitors are considering a protest to the NRA. Intimation from an Allied Theaters of Michigan official is that free admission will be considered a definite violation of the code.

Music Hall's 5,000,000

The 5,000,000 mark in admissions to the Radio City Music Hall was passed Saturday noon, with Irene Dunne, who is on a visit here, acting as purchaser of the five-millionth ticket. Since the Music Hall has been open just a little more than nine months, the attendance figures set a record for any similar time and any place in theatrical history.

DAVE WESHER HEADS WARNER WIS. HOUSES

Appointment of Dave (Skip) Wesher as Wisconsin zone manager for Warner Theaters was announced Saturday by Joseph Bernhard, general manager of the circuit.

Wesher will have charge of the operation of about 30 houses in Milwaukee, Racine, Sheboygan, Madison, Kenosha, Appleton, Green Bay, Fond du Lac, Oshkosh and

Christie's Old Studios

Acquired by New Company

West Coast Bureau of THE FILM DAILY

Hollywood — Affiliated Studios have taken over the old Christie Studios. RCA equipment is being installed. Robert L. Fargo is in charge, and the new company will produce as well as rent space. Fargo also has organized World Film Library, which has 2,000,000 feet of new stock shots.

Code Gives Majors Domination, Indie Fusion Analysis Charges

Labor Wins Decision In Milw. Test Case

Milwaukee—The right of labor to organize non-union plants and select

Assessments for Code Operation to Be on Percentage Basis

Washington—Distributors are understood to be opposing the functions of a national collection agency in connection with the financing of the code operation under a plan now being worked out by Sol A. Rosenblatt. Assessments are figured on a percentage basis and will be added

WIDE LEESWAY GIVEN IN SALARY PROBES

Washington—Under the new code provision designed to control excessive salaries in all branches of the industry, the Code Authority can investigate compensations paid under existing as well as future contracts, declared Sol A. Rosenblatt on Oct. 16. The Code Authority can investigate any time, he said. The general impression here is that there is a possibility this provision, which has caused a rumble from Broadway to Hollywood, may never appear in final code approved by the President. Asked what yardstick will be used to determine reasonableness of salaries

Business Shows Pickup Among Detroit Houses

Detroit—A decided pickup in business is reported among theaters here. The State, with "I'm No Angel," has been taking all recordings, doing as many as nine shows in a day to an attendance of over 20,000, according

Want Their Money Back

Washington—A group of Detroit indipendent exhibitors, who claim they raised $9,000 as a contribution to Adlai's campaign to influence the President and Gen. Johnson to modify the code in behalf of independent, have appealed to Sol Rosenblatt to help them get their money back.

(Continued on Page 7)
Monday, Oct. 16, 19

Coming and Going

HERMAN ZOHREL left for the coast Sat.

HAROLD B. FRANKLIN will return from

Phil Reisman returned from Schroon M

ROBERT SMELTZER, Washington Diet

Manager for Warner Bros., is in New York

Saturday, Oct. 15, with Andy Smith

"Footlight Parade" bookings.

Music Society Extends

Campaign for Royalties

Baltimore—Alarmed at the three

endings of a national mo-

by the American Society of Co-

posers, Authors and Publishers,

compeл owners of cafes, restaurants,
dance halls, night clubs and var-

other public places to take out

licences with the society before

set may be operated in these estab-

ishments, a local group of busi-

men has been instrumental in

ducing Representative Ambrose

Kennedy, member of the Con-

sional Committee on Radio, to

an immediate investigation. At

meeting in the offices of Harry L

ward Katz, attorney, it was also

cided to protest to Congress again

the proposed music levy. A Gre-

mount Ave. cafe here was sing-

out for the initial in the campaign

Two for an establishment of

a kind, it was stated, would be

$600.

WARNERS TO USE HOLLYWOOD

FOR SPECIAL PRODUCTION

A change of policy whereby the

"specials" will be shown hereafter

at the Hollywood is announced

Warners. The new order starts

night of Oct. 25 with the showing

Paul Muni's "The World Change-

Scale of prices will remain the sa-

however, and all new releases will

continuous. House will be closed

two days prior to the premiere.

THE INDUSTRY'S DATE BOOK

Oct. 16-18: Society of Motion Picture

Dinner meeting, Edgewater Be-

Hotel Chicago.

Oct. 17: Annual banquet and dance of

ers, Past of American Legion

Copley-Plaza Hotel, Boston.

Oct. 24: Meeting of all Ohio independent

bers to form new statewide associa-

tion in favor of voluntary tax, Denny

Columbus.

Oct. 29-31: Annual convention of So.

eral Eastern Theater Owners Asso-

to speak.

Nov. 2: Hearing on code for music publish-

industry, Sol A. Rosenberg to spe-

Dec. 31: Motion Pictures Salesmen's twelveth

ual New Year's Dance-Dinner, Hotel Pla-

April 4: International Congress of the Cine-

Enseignement opens in Rome.

New York Film Daily

William A. Cusack

Facts About Films

About half of Japan's enormous output

of films are dramas of women and

is not uncommon for a film to run four

hours or longer.
BE KIND

TO THEIR EARS

or else...

IT'S twenty to one (and that's no sport's bet) the house with old type sound doesn't even begin to approach the attendance of the house down the street with a brand new High Fidelity System.

And that stands to reason. Six years ago the show business was for the eye only. When sound came in, anything was good...at first. But now, it's different. Folks come to see and hear. And they're not taking nor liking sound that's frayed at the edges.

High Fidelity Sound means new life for your house...new patronage and new profits. Hardly a week goes by without an enthusiastic report bearing us out on this...reports of exhibitors who claim that purely from a box office standpoint, their High Fidelity Equipment is the best paying investment they have.

This we pass along to you with the reminder that times are on the up and up. More recreation for workers and more money...better product and new headliners all mean bigger crowds willing to stand in line to pay you money, IF you give them sound in tune with the times...IF you give them...
CIRCUITS JOIN AGAINST NEW BUILDING RULES

(Continued from Page 1)

local Architects’ Committee in the drafting of a new code which will contain drastic revisions of the one now proposed.

Claiming that the New York building code is used as a model by all other large city architects, the Theatrical group will protest certain provisions sponsored by H. J. Krapf, architect, who was mainly instrumental in drafting the proposed code. The revised code permits studios and art galleries to be built atop theater auditoriums and is less drastic in its limitations on exits. The building Code Committee of the Board of Aldermen will meet within the month to continue hearings that were adjourned last June. Representing the theater circuits are Senator J. H. Walters and Arthur Benline for RKO; Harry Moskowitz and E. Stillman for Loew; Herman Mayer for Warners; John Schneberger for Paramount and E. MacFarlane for Fox. M. C. Weinberger of the Structural Engineers has also joined the group. Thomas W. Lamb is chairman.

Dave Wensher Heads
Warner Wis. Houses

(Continued from Page 1)

Menominee. His headquarters will be in Milwaukee. Wensher lately had been stationed at the home offices. Before that, he had several years of experience in theater operation. He left Saturday for Milwaukee.

Windsor Denies Title Change

Denial that ‘Her Unborn Child’ was sold under that title and later changed to ‘Do Men Forget’ was made Saturday by Max Weiss of Windsor Pictures in reply to Stanley W. Lawton of the George M. Cohan Theater, where the picture was pulled after two days, with Lawton blaming it partly on the title. Weiss exhibited a copy of the contract with Lawton showing the picture as entitled ‘Do Men Forget’ adapted from ‘Her Unborn Child.’’ Harry G. Kosch is attorney for Windsor in the case.

Amateur Competition

A single firm of play publishers, the Walter H. Baker Co. of Boston, figures that 1,000,000 plays are conducted by amateurs each week for a yearly season of 40 weeks, or 40,000 plays a year. Using a low average audience of 200, it makes an annual attendance of 8,000,000, and on 50 cents average admission the take is $4,000,000, of which about 85 per cent goes to charity.

FIVE PUBLIX DEALS COMING UP OCT. 2

(Continued from Page 1)

the Trustee of a corporation or corporations to purchase certain personal property and equipment from the Trustee in Bankruptcy of Tennessee Enterprises, Inc., for $5,500 to be furnished out of the funds of the estate herein, and to acquire leases on certain theaters in Knoxville.

2. The proposed sale by August Enterprises, Inc. (the capital stock of which is wholly owned by the Trustee) to Arthur Lucas and William J. Jenkins of a 25 per cent stock interest in August Enterprises, Inc., for $25,000 pursuant and upon the terms and conditions set forth in a proposed agreement between August Enterprises, Inc., Arthur Lucas and William J. Jenkins and Frank J. Miller.

3. The proposed organization by the Trustee of a corporation to take a lease on the Palace Theater at South Bend, Ind., and the proposed transfer by the Trustee to such corporation of all of its right, title and interest in and to the capital stock of Publix Indiana Corporation at Publix-South Bend, Ind.

4. The proposed transfer by the Trustee and by Publix-South Bend, Inc., to J. J. Riser, as Trustee, of a portion of its right, title and interest in and to the personal property and equipment in the State Theater at South Bend, Ind., in consideration of the execution of a non-exclusive lease of state Theater to Publix-South Bend, Inc. and of a release of all liability under the lease and guaranty thereof and a withdrawal of claims filed against the estate herein aggregating $2,000.

5. The proposed conveyance by Acme Theater Corp. (the capital stock of which is wholly owned by the Trustee) to The Volunteer State Life Insurance Co. of the Lakeland Theater premises in satisfaction of mortgage indebtedness of $41,703.7 as of July 1, 1933.

Oct. 16
**SHORT SHOTS FROM EASTERN STUDIOS**

C. CHRISTIE will start Wednesday at the Eastern Service studio in Astoria on the making of a series of two-reel comedies being produced and directed by him for Educational. "Mr. Adam" is the title of an original by Arthur A. Miller, and it will feature Ernest Truex.

Sound equipment for the recording of a production featuring a Negro soloist and being produced by Oscar Devereaux at the Photocolor Studio, Astoria, is being furnished by Reeves Sound Recording Studios, newly formed company.

Delph Singer, formerly with Paramount, has joined the scenario staff at Vitaphone's Brooklyn studio. Singer authored the "Screen Souvenirs" series and at one time produced a Broadway show. Veteran Ruby has assigned him to assist Glen Lambert and Jack Hanley in the preparation of scripts for the "Big V" comedy and "Pepper Pot" series.

Walter Keller, who has been handling the art direction at the Eastern Service studio, has been assigned the same duties on the series shorts to be made there for Educational.

Phil Spitalny will bring his band to the Vitaphone studios in Brooklyn next week to make his first short. It will be a "Melody Masters" film from a script written by Cyrus R. K. Paton.

Burnet Horsky, who recently composed the script for "It's Greek To Me," the first of the Mark Hellinger "Broadways of the World" series produced by William Rowland and Monte Brice Productions, has started work on a script for a two-reeler musical for Educational.

Lillian Roth will be starred in a Broadway Brevities' musical to be made at the Brooklyn Vitaphone studio. She will make her first appearance before the Vitaphone cameras with this film. Miss Roth has been in several feature productions in the east and on the coast, most recent being "Take a Chance," with James Dunn, June Knight, Buddy Rogers and Cliff Williams.

'Hizzoner' featuring Bert Lahr, first of the series of two-reelers produced by Myrna Pictures Van Beuren Corp., released through RKO, was completed Saturday at the Fox Movietone studio. Sporting Lahr in the picture, which was directed by Ray McCarey, Loretta Sayers, James Melton, Ed Hildebrand, Walter Tenney, Otis Millard and Eddie Robinson, with a cast of over one hundred, was written by Johnnie Burke and Harold Adamson while on loan to Paramount. The gangster was played by Monty Shauf, vice-president of the company, in charge of production, and Joe Nadel assisting on the direction.

Vitaphone Vitamins: Sam Sax is losing no time in going after talent for Vitaphone's new three-reelers. Bryan Farley, prop man, makes his screen debut in "Howdy Ya Like That," a Givot-Judels comedy. Ben Blue's wife was cast in the comedian's second short. Sybil Bourne has replaced Helene Brown in the permanent chorus. Paul Whiteman will probably be starred in one of the new three-reelers. Ed Savin and Ed DuPar are trying to outdo each other on the best waxed moustache. Bert Frank reports 19 films in the cutting room being readied for release.

The first of the series of two-reel musicals being produced and directed by Jack White for Educational will be completed today at the Eastern Service studio in Astoria. The film, as yet untitled, features Lillian Roth, supported by Eddie Craven, Anne Sotherland and Patsy Flick. Fred Schell assisted on the direction and handled the casting, with Bill Stein and George Weber doing the camera work.

---

**ARE YOU DRIVING AWAY THE TRADE YOU WANT TO BRING IN?**

**ASK US,**

"How can I reseat my theatre economically?"

- Community patronage can be regained and retained by many theatres if owners will provide comfort and ease for audiences while seated.

American Seating Company

Makers of Dependable Seating for Theatres and Auditoriums

General Offices: Grand Rapids, Michigan

Branches in all principal cities
For over
15 Years
The Film Daily
Through its
YEAR BOOK
Has been the
Recognized
Reference
Window to the
Motion Picture
Industry and its
Branches throughout
The entire world » » »

THE 1934 FILM DAILY YEAR BOOK

“The Standard Reference Book of The Motion Picture Industry”

OUT EARLY IN 1934 AND MORE IMPORTANT THAN EVER
A WAY TO COLLECT CODEFINANCING FUNDS

Wide Leeway Given
In Film Salary Probes

(Continued From Page 1)
aries, Rosenblatt replied, "All relevant and material elements." He pointed out that the penalties imposed under the provision will only apply to employers, and said he doesn't believe the new clause will conflict with the NRA section prohibiting any atypical minimum or maximum wages for certain classes of employees.

Although the Deputy declined to state what he expects to have third and final code edition ready, opinion persists it will be not later than tomorrow.

Wider Leeway Given
In Film Salary Probes

(Continued From Page 1)

Code Activity Takes
Recess Over Week-End

Washington—Code activity was virtually suspended over the weekend following the departure of all but less than a dozen conferees. Ed Kuykendall, Fred Meyer and Ben Berinstein remained for the M.P.T.OA. group, while Allied representatives staying were Abram Myers, H. M. Richey and H. A. Cole.

The independent distributor faction checked out Saturday with plans for returning Tuesday. The party included B. Johnstone, Eddie Gold, Arthur Schwartz, M. Solomon and Mitchell Klup.

Sol Rosenblatt has no schedule of group meetings planned.

Henry Hersbun, Paramount studio attorney, left Saturday, and Edwin Loeb plans to depart Wednesday.

Mae Murray Award Reduced

On appeal by Fox, the $50,000 awarded Mae Murray in her suit for a leg injury at the Fox Brooklyn several years ago has been reduced $27,000 by the Second Circuit Appellate Division of the Supreme Court.

Business Shows Pickup
Among Detroit Houses

(Continued From Page 1)
to Manager H. L. Davidson, "Three Little Pigs," in the third week of a return run, helped to set a house record at the United Artists.

Emery of the RKO Uptown broke a precedent of several seasons by bringing back "42nd Street" and did good business with it. "Dinner at Eight," booked for three weeks as a roadshow at the Wilson is playing to full houses and has a generous revue sale, according to Alton R. Warner, house manager. Ronald Kennedy, business manager of the operators' local, says reports from men in practically all houses indicate increased attendance.

Labor Wins Decision
In Milw. Test Case

(Continued From Page 1)
its own representatives to bargain collectively has been upheld by Judge Gregory of the Circuit Court. Test of the issue was made in an action by labor against Simplex Shoe Mfg. Co.

Candidates to Speak at Roxy

Major E. W. LeFevre, former candidate for Mayor of New York, has accepted Howard S. Cullman's invitation to address the audience at the Roxy Theatre this Thursday at 8:45. LeFevre will deliver a 15-minute speech outlining briefly his campaign policies. The invitation has been extended by Cullman to Mayor LaGuardia and other mayoralty candidates on a non-partisan basis.
By RALPH WILK

A CAST of 53 persons will receive screen credits in Paramount's "Alice in Wonderland."

Katharine Hepburn and other members of the "Trigger" company, including John Dehner, George Brent, Louis Mason, Director John Cromwell and others, have left for location in Hemet, Cal., where they will be on location for about two weeks.


Production on "Flying Down to Rio," RKO musical, has been completed.

"Joe Palooka," Reliance picture for United Artists, goes in work this week under the direction of Ben Stoloff. Albert D'Agostino designed the sets for this Edward Small production, and Al Siegel will head the camera crew.

RKO has assigned Natalie Moorhead and Herbert Bunston to "Long Lost Father," while Willard Robertson and James Farley have been added to "Wild Birds."

George O'Brien and the Fox Film unit making "Frontier Marshal" have left Victorville, Cal., to remain on location for a week. Irene Bentley, who has the feminine lead, will be accompanied by O'Brien and studio technicians numbering 50. Berton Churchill, Alan Edwards, George E. Stone and Russell Simpson are in the cast. Lew Sells is directing.

Russell Mack, who collaborated with Richard Schayer on "Once Over Lightly," is also directing this RKO feature, adapted from an original by Arthur T. Herman. Cast includes El Brendel, Skeets Gallagher, James Gleason, Pert Kelton, Zasu Pitts, Francklyn Panabaker, Berton Churchill and others.

LOIS January, singing and dancing comedienne, has been signed by Columbia for the leading feminine role opposite Jack Osterman in his two-reel musical.

The 20th Century Production "Trouble Shooter" from the story by J. Robert Bren and starring Spencer Tracy, Jack Oakie and Constance Bennett, will be made at Universal's "Madam Spy," which will go into production Monday with Fay Wray and Nils Asther as the leads.

Emerson Treacy, Paul Nicholson and Sam Godfrey have been signed for "Wild Birds," the Dorothy Jordan vehicle for RKO.

Arthur Hoyt has been added to the cast of "In the Money," in which Maury Cohen is producing for Invincible Pictures. Frank Strayer is directing.

W. S. Van Dyke, having completed "The Prizefighter and the Lady," for M-G-M will leave the coast within a week for the Navajo Indian reservation in Arizona to make exteriors for "Laughing Boy." Ramon Navarro has the central role and Lupe Velez is the feminine lead.

With Fredric March, George Raft, Miriam Hopkins and Helen Mack heading the cast, Paramount will put "Chrysalis" into production in a few days. James Pfood will direct.

Arthur (Street Singer) Tracy, radio star, has arrived in Hollywood, brought by John A. Curtis, general manager of Sallent Pictures, for the lead opposite Jeanette Loff in "Melting Time," which is being directed by Leo Birinsky. In the supporting cast are Ben Alexander and Mae Marsh. Filming taking place at Mack Sennett studios.

George Raft, who stars in Paramount's "Chrysalis," has two more roles set for him. He will play in "Bolero" and "The Trumpet Blows." Fredric March, Miriam Hopkins and Helen Mack are with him in "Chrysalis."

Van Sunderland (Mrs. Walter Huston) has been signed by RKO for "Trigger."

Bradley Page has been engaged by Columbia for a featured role in Helmung Production which will be released by United Artists.

Betty Blythe and Claude Gillin have recently added to the cast of Columbia's "House of Murder," being directed by Lamell Hillery. June Collyer has the feminine lead.

Lew Ayres is being starred in Universal's "Cross Country Cruise" with Alice White and June Knight Eddie Buzzell is the director.

George Brent has been added to the cast of "Mandalay" playing opposite Kay Francis. He joins the all-star cast which includes Ricardo Cortez and Warner Oland, under the direction of Michael Curtiz.

After Edward G. Robinson appeared as the Little Corporal "Napoleon: His Life and Loves," Emil Mudig is now collaborating in Hollywood, First National will star him in "The Klondike," William Rankin wrote the novel and Carl Erickson is doing the screen play.
Allied Will Hold Chicago Mass Meet

President of S.M.P.E.

Washington—With the purpose of organizing national support for a campaign to induce the NRA to rescind the code from the angle of the independent exhibitor and determining its future course, Allied will hold a general exhibitor mass meeting at the Hotel Congress, Chicago.

(Continued on Page 4)

Boards' Jurisdiction on Duals

Is Contested by Independents

Washington—Any attempt by Grievance Boards to restrict or prohibit double features in territories will be fought by independent producers and distributors on the grounds that the boards' jurisdiction does not cover this matter, leaders of the indies faction declared last night. Taking issue with Sol A. Rosenblatt, they asserted that the boards' scope does not take in this matter by virtue of the fact that no reference is made to duals in the Code. This brings the group in conflict with the Deputy's recent statement.

(Continued on Page 3)

Stray Shots

... along the cinema scene

By DON CARLE GILLETTE

Just because the code wrangle is occupying most of the headlines these days, don't think that everything else in the industry is at a standstill. As a matter of fact, production activity in Hollywood is about at a four-year peak, and more exhibs have had the optimism to reopen theaters in the past month than in any similar period for years.

Judging by the atmosphere that always surrounds him at the Warner home offices, the "S" in S. Charles Einfeld's name stands for "enthusiasm."

The weakest of all arguments against big salaries for stars is the one to the effect that it results in the public having to pay more at the box-office. If the marvelous shows offered today at the Music Hall for 35 cents or at the old Roxy for 15 cents

(Continued on Page 2)

Rosenblatt Uncertain if Final Code Will Have Pay-Fixing Clause

By ARTHUR W. EDDY

Washington—Legality of the new code clause aimed to reduce executive, star and other salaries remains to be determined by the NRA legal division, Sol A. Rosenblatt said yesterday afternoon. He stated he does not know whether or not the provision will be em (Continued on Page 4)

EQUITY SEES % PLAN
FAIREST FOR STARS

Fixing of maximum star salaries is neither practicable nor constitutional, and the best way to establish fair compensation for talent is on a percentage basis, in the opinion of President Frank Gillmore and Executive Secretary Paul Dullizell of Actors' Equity Ass'n. Gillmore, just back in New York
(Continued on Page 5)

McDonough Seen Slated

For RKO Theaters Presy

Announcement of the new RKO Theaters president and general manager of theater operation has been delayed until today. The general belief is that J. R. McDonough will be named president, with the other assignment still undecided. An RKO official told Film Daily yes (Continued on Page 3)

President's Contract

Walt Cohn Bar. THE FILM DAILY

Hollywood—Replying to the compar (Continued on Page 4)

Cavalcade' 50% in England

London—Fox is understood to have sold "Cavalcade" into more than 500 cinemas, with no contract at less than 50 per cent. Since the protests by exhibitors that they could not pay such rental for a piece...

Standard Book of Reference Is The Film Year Book—Advt.
had been available to us at these prices when we were kids, we would have considered it Utopia. Stars with the gift of entertainment to draw the volume of business that makes such low admissions possible are entitled to commensurate compensation during their usually brief spell of such popularity.

Unless musicals hurry up and get away from those backstage plots, it'll be the death of all of them.

Nobody has been able to satisfactorily explain the popularity of "Who's Afraid of the Big Bad Wolf?"

With legit, show trouping being down to almost nil, class pictures like "Emperor Jones," "Berkeley Square," "Private Life of Henry VIII.," etc., should be naturals for roadshowing in legit, houses with exploitation pans aimed at the clientele that formerly patronized the stage drama and some of whom still don't know how superior most films are.

An annual screen revue presenting a salute on the leading pictures of the past season would be worth trying.

There used to be a lot of kidding about the service showered by de luxe movie attendants upon patrons, but big business now are selling "service" to the public on a bigger scale than ever before—an exemplar instance being the gas filling stations.

A. P. Waxman over at Radio City can tell how good a picture is by the number of requests he receives for passes. Deadheads always are the choosiest theatergoers and the severest critics.

Warner Barker and Ronald Colman, judging by fan comment overheard in months of rescreening, "I'm going or staying" that the majority of women want in a leading man—and they are mighty popular with the men, too—yet neither has ever had the amount of exploitation justified by his merits.

Columnists who go in for exposing errors in films might be interested to know that a mere layman found 43 errors in one final edition of a leading New York daily. And newspapers are supposed to be records of fact, whereas movies are make-believe and as such have a right to some latitude not to mention the apparent film busters that result solely from censor's deletions which can't be corrected like typographic errors.

Panning a picture that is obviously good entertainment, just because it happens to have a few minor faults, is like disparaging a rose because it has thorns.

Take two of the biggest things at the box-office today—Mae West and "Three Little Fire"—see how much difference there is between them and how unforeseen their popularity was—and you will get an idea of the intangibility of show business.

5 Milwaukee Theaters
Go Under Union Scale

Milwaukee—Five local outlying houses formerly employing projectionists not allied with the American Federation of Labor, have signed agreements with the Operators' Union, according to Oscar Olson, business manager. Houses are the Parkway, Astor, Jackson, and RKO, all operated by John Ludwig and Harry Perlweits, and the Lyric.

Meyer Fischer Acquires
Third Theater in Ohio

Cleveland—Meyer Fischer, president of Fischer Film Exchange, has acquired the Fountain theater, making the third in his new circuit. The others are the Mall, Cleveland, and the State, Hamilton. Paul Appel will manage the Fountain.

Reopening Fox Gillham
Kaspar—City. Reed Fishkinsteint has subleased the Fox Gillham, 1,000-seater, dark for several years, and will reopen it shortly.

E. L. Davidson Appointed
Publix Des Moines Mgr

Des Moines—Changes are announced in the management of the three local Publix houses under the direction of A. H. Blank. L. E. Davidson, who recently came here as manager of the Des Moines, has been named city manager. E. Don Allen, former manager of the Strand, becomes manager of the Des Moines. The Strand will be managed by W. B. Beckley, formerly of New York. V. H. Ford, now assistant manager of the Des Moines, is to be house manager of the Paramount. Art Fairall of the Paramount will be assistant manager of the Des Moines.

Join Educational Writing Staff

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E. L. Davidson Appointed Publix Des Moines Mgr.
ARNERS STARTING 8; L.AN “ADVERSE” BIG

(Continued from Page 1)

... best seller, in which almost every writer and director on the lot anxious to have a hand when it brought to the screen, according to Jacob Wilk, head the Warner story department, from back a four-week stay in wood. Wilk considers the ac-

tion of this novel as the best bay he ever made, as prac-

cally all producers were after it, he filmimg of it, Jack L. Warner is to make “Anthony Adverse” spectacle even bigger than “Ben” and including the greatest up of stars ever used in a War-
picture. It will also have an unprecedented national exploitation plan, now being worked out

by eight pictures now being

ised by Warner-F. N. inclu-

ding: "Fashion," with Warren

Ilam and Bette Davis; "Hi, Nel-

wil with Paul Muni and Glenda

ell; "Crowned Head," with Joe

Brown; "British Agent," with

Howard; "Heir Chases," with

Cagney; "Sweethearts For-

with Ruby Keeler and Dick

eIl: "The King Fish," and "Na-

with Edward G. Robinson.

ork are "Massacre," with
ard Bartholomew; "Bedaide,

William; "Easy to," with Adolph Menjou and

or, and "Mandalay," with

Francis and Ricardo Cortez.

ently completed were "Convec-

City," "Dark Hazard," "Finger"

"College Coach" and "The

Shakedown."

h DiPesa Wins U. A. Ad Prize
en-Joe DiPesa, Loew pub-
director, has been awarded prize in the national adver-
tisement and exploitation contest con-

ned by United Artists for lelubaj, I'm a Bum." DiPesa a gold watch from Al Jolson.

e Berry on Exploiter Board

e Berry, general manager for

Circle Theaters in Indianapolis,

atest showroom to join the

-First National Exploitation

FACTS ABOUT FILMS

The Soviet Union had a cinematic at-

ance of about 2,000,000,000 last

INDIES SAYS BOARDS CAN'T RULE ON DUALS

(Continued from Page 1)

ment that boards can deal with the issue, as indicated exclusively in THE FILM DAILY of Oct. 5.

Although the fusion will be a strong, a question is whether and the cam-

aign to prevent any restrictions on du-

al, the group is also working to

the clause allowing majors to

compel exhibitors to buy part of

their shortages.

Score of Explorers

In the Field for U. A.

With release of the first Joseph

Schenck-Darryl F. Zanuck 20th

Century Production, "The Bowery," a score of explorers are now in the field putting up campaigns on this and other United Artists releases. The men are under the supervision of Monroe Greenhal, exploitation ma-

in addition to "The Bowery," the U. A. explorers are staging cam-

igns on "Bitter Sweet," "Emper-
or John Barleycorn," "The Masquerader." Preparations are now under way for the opening of "The Private Life of Henry VIII" in many key spots.

The field men include: Fred Roche and Price Mansfield, Boston; Lee Chamberlain, St. Louis; J. McGee-

han, Cincinnati; Edward Holland, Pittsburgh; Charles Moyer, New Haven and Hartford; Erle Wright, Wash-

tington; Sam Schwartz, Atlantic

city; W. P. Bernfield, Kansas City; Charles Perry, Philadelphia; Harry Rice, Syracuse and Roches-
ter; Charles Baron, Buffalo; Bill Rudolph, Akron and Youngstown; Bob Long, Indianapolis; Earl Griggs, Atlanta; Bill Healy, Chi-

cago; Frank Briner, Providence; Mike Wilkes, Toronto and London; Canada; Merlin Lewis, Columbus and Toledo and Meyer Beck in New York City.

"Keyhole“ at Rivoli Oct. 25

"Broadway Thru a Keyhole." 20th

century production from the Walter

Winchell story, opens Oct. 25 at the

KEYHOLE

MANY HAPPY RETURNS

Background is extended by THE FILM DAILY to the following members of the industry, who are celebrate-

yths:

Oct. 17

Jean Arthur

Schauf, Lieb

Casey Robinson

Roy Stewart

Marilyn Morgan

David Bennett

Mary Marlo
ACTORS AND WRITERS APPEAL TO PRESIDENT

(Continued from Page 1)

urging investigation of the industry and urging company executives, for relief and mismanagement, states that salary control will result in lower pay for actors and writers in the middle and lower salary classes. It says that the percentage of the gross income paid to all creative branches of the motion picture industry is one-fifth of the percentage of the gross paid by the major studios in legitimate theater. Only 10 per cent of the gross from a picture is paid for wages in production, it is claimed.

Charge is made that companies are attacking creative talent as a smokescreen to avoid investigation of misuse of waste, and income, and that the anti-raiding clause will lower salaries. Use of governmental support of the anti-raiding clause is assailed.

The message states that certain major companies that have taken millions out of their companies in bonuses, in addition to their salaries, during the past three years. As a result, it says, companies have been bankrupted by buying and leasing theaters at exorbitant prices rather than by salaries to talent.

President Eddie Cantor of the Actors' Guild states that the best way for actors and writers to fight the producers is to work. Fredric March pointed out that out of every dollar paid at the box-office only 11 cents goes to Hollywood and that out of each 11 cents only 40 to 50 per cent is paid for labor. He favors percentage deals stated by governmental auditing of the books.

March stated that from 50 to 40 important directors soon to form a screen directors' guild. Ralph Block said the box-office is the standard for stars, but that there is no standard for production executives, and he blamed nepotism for taking up many top spots. He asserted his belief that the government can fight the producers for talent to avoid problems of inefficient management.

Oliver H. F. Garrett said the Writers' Guild would never go on strike unless forced to do so, and that it favors fair arbitration. President John Harvard, back from Washington, charged that the code is dominated by a few major producers. "Salary control and anti-raiding articles are really the old

Discuss Film Morality

Washington—Morality of pictures is understood to have been stressed by Grace Abbott of the Children's Bureau, Commissioner of Children's Bureau, at a meeting of the Sol A. Rosenblatt yesterday afternoon. Other conference meeting with the Department were Gabriel Hess and Louis Nizer.

Paramount Preparing 11

West Coast Bureau of THE FILM DAILY

Hollywood—Having already either completed or started more than half of its 1933-34 schedule in the first three weeks of the year, it is expected that other features for early production, with six others to follow. In addition, seven pictures are in work and five others are in the cutting room. The five being prepared are: "Miss Face's Baby Is Stand." —- "The Animal," "We're Not Dressing," and "The Scarlet Paradox." The six to follow are: "Clearlight," "Bolero," "Going on Hollywood," while "A Date With a Holiday," "It Ain't No Sin," and "Reunion." The six in the cutting room are "Design for Living," "Movie Soup," "Thieves' Honor," "Dance Song of Lost Women," "Misfits," and "Eight Girls in a Boat." Fourteen others have either been released or will be released by Nov. 1.
RKO Radio Studios Far Ahead
On Current Production Schedule

Hollywood—Seven RKO productions will be en route to New York by the end of this month. Final editing has been completed on the majority of the features and with the chance at Heaven, "Aggie Appleby—Maker of Men," and the Schnitzler film, "Goodbye Love," already delivered, RKO is running far ahead of its schedule. The all-star film, "Last Patrol," will be shipped this week. "Little Women" is ready except for a few sound sequences. The other five that will soon be shipped are "The Right to Romance," "If I Were Free," "Man of Two Worlds," "Flying Down to Rio" and "After Tonight."

Brings Egyptian Pictures

"The Love Melody," an Egyptian production with Arabic dialogue, and a series of Egyptian musical shorts have been brought to this country by Noury D. Saporta, who arrived in New York from Alexandria last week. Saporta, who represents Les Selections Belina Films of Alexandria, will secure several American features for Egyptian distribution before returning to Alexandria.

Foreign Deals Closed

J. H. Hoffberg Co. has sold for English distribution through its London affiliate, Interworld Films Ltd., the entire 1933-34 Fanchon Royer line-up of 15 features. The first two are "Neighbors' Wives" and "For Value Received" with Dorothy Mackaill and Tom Moore. Hoffberg also arranged with Interworld for the distribution of the Willis Kent feature, "Sucker Money," and a number of short subjects.

"Cradle Song" November Release

Paramount's "Cradle Song" will be released the first week in November, provided it is decided to roadshow the feature on Broadway. If the feature is presented at the Paramount, it will be booked for the third week in November.

Close State Rights Deals


Equity Sees % Plan
As Fairest for Stars
(Continued From Page 1)

after several weeks of code hearings in Washington, says the compensation paid a star invariably controls itself through the amount of business which he or she draws. Considering that few contracts with actors are for a long term and that producers may reject options or refuse to renew an agreement if it proves unprofitable, whereas in the case of pictures that are a big hit the companies can realize profits on them for a long time to come, Gillmore declared that actual overpayment of actors is a rare thing.

Dulizzell advocates a guarantee and percentage system as the most equitable for talent and at the same time fair to producers.

No comment could be elicited from the Equity officials with respect to the new Actors' Guild move on the coast. Though Eddie Cantor, president of the Guild, and numerous other leading actor members belong to Equity, no connection exists between the two and the Hollywood group has indicated that it intends to go along independently.

Well-informed opinion, however, states that the Guild is without the necessary organizers to achieve any major objectives and assure its permanence, and that an eventual affiliation, doubtless with local autonomy, is not unlikely. It is pointed out that the Guild could not join the American Federation of Labor except by going through Equity, which controls the charter for this field.

Kansas City — Sound equipment has been installed by RCA Photophone in the following houses: Diebold's Palace, Cedar Rapids, Iowa; Brandeis, Omaha; Rialto, Granite City, Ill.; Temple, Ferguson, Mo.; Regal, Elvins, Mo.; Academy, Ironon, Mo.; Roadside Settlement Theatre (portable), Des Moines; Becker's Plaza at Independence, Mo., and the Wyoming at Lusk, Wyo.

Mrs. Moffett Gets Safety Prize

Cleveland—For having the best Industry program in the city in behalf of fire prevention week, Mrs. Georgia Moffett, secretary of the Cleveland Film Board of Trade, was invited to be honor guest at the concluding luncheon given by the Cleveland Safety Council.

"Bowery" Breaks Record in Wash.

Washington—"The Bowery." 20th Century's first picture, released by United Artists, broke all records, both in attendance and receipts, at Loew's Palace on Saturday.
"Aniakchak"
Fox 30 mins.
Rare Wonders of Nature

Surpassing even "Krakatoa" in point of its wonders of nature, this two-reeler is one of the best ex-
ploration possibilities of its kind that has come along in some time. A better box-office title might help it,
however. The subject depicts an exploration trip led by Father Ber-
nard Hubbard, known as the Glacier Priest, of the natives of India.
After a very interesting trip through some Alaskan territory by dog-sled,
the expedition goes from below-zero weather to tropical atmosphere in a
"valley of a thousand smokers," and then comes the climb to Aniak-
chak, called the world's largest ac-
tive crater. The sights photographed in this crater, which has a size of
about 21 miles, are wonders to be-
hold, and the dangers risked by the
little party in filmng the scenes are
very apparent. Impressiveness of the
picture is indicated by the fact that, at its Rialto showing, it got a
heavy round of applause. The running
talk by Father Hubbard is excellent.

"Animal Gods"
Elmer Clifton 25 mins.
Outlandish Theme

This long short takes you for a
dizzy whirl among the queer relig-
ious beliefs of the natives of India,
but the theme is not calculated to
appeal to many Americans who do
not believe in the theory of reincar-
nation which is here expounded
through a dramatic story. A British
army officer stationed in India tells
the yarn to two tourists, and his
narration is the technical device for
supplying the dialogue. It is a weird
story of a young native which was a sort of monkey-worshiper, be-

ing that in his next incarnation he would come back as a monkey. He
forsakes his family and wealth, journeys for years through India, and
finally turns up at the sacred Monkey Temple, and the yarn leads you to believe he has been convert-
ed into a monk. If you can believe that, okay. Too far fetched for the
average American audience.

"Nearly Naked"
Rogers-McClenk 18 mins.
Nudist Kidning

A satire on the nudist cult, which brings its laughs with the kidding of
the fad through the device of
having Eddie Foy, Jr. in love with
Vera Marsh, who is a member of
the nudist cult along with her rich
mama. Eddie visits ma's home to
ask for daughter's hand, and to be
in character disrobes to his B.V.D.'s.
But ma insists he must go all the
way. The various nudists are unfor-
tunately concealed in every shot, one prop that is worked a big part of the
time being a hedge fence outside the
home that only shows the upper
and lower portions of the nudists'
boobs. One of pal of Eddie's scores
at the end of the laughs coming in as
nudist leeman and playing up to
the French maid.

"Screen Souvenirs"
Paramount (No. 3) 11 mins.
Very Amusing

Starting out with an old-time quartette singing "Heaven Will Pro-


Rush "Heat Lightning"
West Coast Buy, THE FILM DAILY
Hollywood—Preparations are already
under way at First National on "Heat
Lightning," the play by Leon Abrams
and Caleb Slocum which has been run-
ing several weeks on Broadway. Much of the
picture is being shot in the southwestern desert
country.

"MY WOMAN"
with Helen Twelvetrees, Victor Jory, Wallace Ford
Columbia 73 mins.
ENTERTAINING LOVE DRAMA IN A RADIO BACKGROUND. WELL ACTED AND HANDSOMELY PRODUCED.

Good work by the cast, plus production values, occasional comedy and action that moves along without any serious letdowns, go quite far to offset the rather
natural of this story and make the affair as a whole a satisfactory entertainment for the pop audiences. Helen Twelvetrees is the

"BEFORE DAWN"
with Stuart Erwin, Dorothy Wilson, Warner Oland, Dudley Digges
RKO Radio 60 mins.
WILD MELODRAMA ALL ABOUT MURDERS AND SPIRITUALISM AIMED AT THE THRILL FANS.

This opus is based on a story by the late Edgar Wallace, and is a great build up for
the race track and the trance mediums but it is doubtful if it will make an appeal for the better class patrons and those who ridicule the spiritualist the-

NEWS of the DAY

Peterskey, Mich. — Temple theater has been sold to John Galster and
Henry Galster by Mrs. Clara McCabe.

Constantine, Mich. — The Royal
has been taken over by M. M. Adams
from Frank O. White, owner of a small
central Michigan circuit.

Danvers, Mass. — The Orpheum
theater has been transferred from
Al Newhall to Larger Boas of the
Independent Boas Circuit.

Baton Rouge, La. — Articles of incor-
poration have been filed here by
Road-Show Pictures, Inc., New Or-
leans, with a capital of $10,000, and
Hollywood Theaters, Inc., $4,000,
with capital of $10,000.

Knoxville—Tivoli Theaters, Inc.
filed application for a charter of incor-
poration. Directors: M. F. Gwot the and J. D. Van
wagoner are the incorporators.

Birmingham—The home of N. H.
Waters, operator of a small cir-
cuit of neighborhood houses, was
burned recently.

Mechanicsville, Va. — The Mer-
chants Co-operative movies here
have added sound equipment.

Cincinnati — Kenneth Means is
new assistant manager of the Para-
mount theater, Peebles Corner.

Columbus, O. — Pete Vigna, mana-
ger of the Gaiety Theater, and son
of John Vigna, long associated with
Universal, is the father of a girl.

Kansas City — Gus Kubitzki, ex-
change manager for Fox, became a
grandfather last week.

Cleveland — The Metropolitan,
once a Loew house, but closed for
years, is scheduled to open Nov 12
with burlesque under David Leder-
man.

Kansas City—Budd Rogers, gen-
eral sales manager for M. H. Hoff-
man, is expected here within the
next two weeks.

Cleveland—G. W. Erdmann, busi-
ness manager of the Cleveland Mo-
tion Picture Exhibitors Association
will be the next guest speaker be-
fore the study group of the Clevel-
land Cinema Club.

Endorse Blue Law Fight
A flood of telegrams and letters en-
couraging his recent statement against

bills now and calling on a relaxation
of the antiquated laws as a step to
make recovery more practical have been
received by Jack Cohen, said the N.C. Com-
cile president yesterday on his return from
Washington. Cohen plans to follow up the
matter.
The Complete  And Enthusiastic  Co-Operation of  Every Branch of the  Motion Picture  Industry Is Helping  To Make the Coming Sixteenth Annual  Film Daily  YEAR BOOK  The Finest Book of Reference Ever  Published in the Picture Business  

— the coming 1934 edition, out as usual shortly after the first of the year, will be more attractive, bigger, better and more comprehensive than ever
**A “LITTLE” from HOLLYWOOD “LOTS”**

By RALPH WILK

IRENE DUNNE and John Boles are being teamed again by RKO in “Stingaree.”

Reginald Owen is one of the busiest actors on the coast. He had no sooner finished work in “Queen Christina” than he started playing in “Nana.” This is the first time in the past few months that he has not worked in more than one picture at one time. When “Queen Christina,” he also wrote the dialogue and created the roles for “Suicide Club,” for which he announced as the leading man in “Nana.”

Racquel Davido, well-known South American actress, is playing an important role in the untitled Ruth Etting short at RKO.

George R. Bilton has written a musical drama, “Screen Team,” a “back screen” story, which is being considered by three major studios.

Dave Kay and Nick Stuart are completing arrangements whereby they will do all the casting for British Columbia Productions, Vancouver, B.C. The company is now producing “The Crimson West,” with Nick Stuart in one of the leading roles.

Our Passing Show: Director Theron Freeland hasing four packages of cough drops a day — he lost his voice shouting instructions to 200 chorines in “Flying Down to Rio”; Helen Brock, former Washington, D.C., society deb and graduate of Bryn Mawr, enthusiastically preparing for a vaudeville comedy role; Katharine Hepburn, Hollywood’s most “informed girl,” having a tea party on a curving near her dressing room; Wini Shaw, brunette beauty, will play an important role in the 1933 Fox Movietone Follies. She has been seen in “Rain or Shine” and “Simple Simon.” She has worked with Harry Richman and Jack Pearl. She was booked into the Paramount, New York, for one week and was held over for four weeks.

John Lodge, newcomer and member of a prominent Boston family, will play opposite Marlene Dietrich in “Scarlet Pageant.” Other additions to the cast include Olive Tell, Marie Wells and Ruthela Stevens.

### Paramount Signes Four

Paramount has given new contracts to four members of the “Cradle Song” cast, Dorothy Wrinch, the star, Ken Taylor, her leading man, and Gail Pat- rick, Rosie’s former partner, while Louis Desson has been cast for Mar- lene Dietrich’s next picture, “Scarlet Pageant.”

Johann von Sternberg is the director of this Paramount production.

George Waggner, author of Mono- gram’s “The Sweetheart of Sigma Chi,” did the dialogue on “Born Tough,” which stars Ray Walker. It is based on an original story by Dore Schary and William Nigh that has been assigned to direct “Born Tough,” with W. T. Lackey supervising.

Jay Gerney and Sidney Claire, popular song writers, are doing the lyrics and music for “Jimmy and Sally,” Fox production with James Dunn and Claire Trevor.

Four former western stars are among the supporting cast of “Sagebrush Trail,” Lone Star western starring John Wayne. They are Yakima Canutt, Wally Wales, Lane Chandler and Art Mix. Armand Schaefer, who has just completed “Sixteen Fathoms Deep” for Mono- gram is directing, and the story is by Lindsay Parsons.

Russell Hopton has postponed a New York visit with his parents to accept a role in “Born to Be Bad,” 20th Century picture which Lowell Sherman is directing.

DoSylva, Brown and Henderson are together again at the Fox studios, while working on different pictures. Lew Brown is working on “Movietone Follies,” while his two former partners are writing songs for various productions.

### Two Foreign Appointments Made by United Artists

Williard G. Triest of the United Artists foreign department staff in New York sails Oct. 20 on the Paris to assume new duties as manager on the Continent, which is under the general direction of J. A. Koerpel in Paris. Triest, who will make his headquarters in Stock- holm, will have supervision over the Scandinavian countries, the Baltic States and Germany.

Lester Sussman has been appointed manager of United Artists new office in San Juan, Porto Rico, and sails for his post the latter part of October.

The appointments are part of expansion moves being directed by Arthur W. Kelly, vice-president in charge of foreign distribution, who is now abroad.

### U. A. Frisco Bookings

San Francisco—“Emperor Jones,” released by United Artists, will have its local opening tomorrow at the Columbia for a run of two weeks. On Nov. 1 another United Artists release, “The Private Life of Henry the VIII,” will open at the Columbia.

RKO Cleveland Deals

Cleveland — Herbert Rosenblatt, RKO branch manager, reports that RKO deals have been completed in Cleveland territory with the Warner circuit, the Feiber-Shea circuit, and in every key situation.

Big Mob in Indie Film

More than 800 extras were employed for two weeks, making a total of over 11,200 days of extra work, in “Mating Time,” written and being directed by Leo Birinski for Selman Pictures, of which John A. Selman is general manager. Arthur (Street Singer) Tracy and Jeanette Loff headed the cast.

Fend Handling “Maedchen”

Cleveland—Harland Fend is handling “Maedchen in Uniform” in the territory following the successful two-week run of the picture at the Hanna.

Hazen Sees Better Outlook in West

Salt Lake City—O. J. Hazen, manager of National Theater Supply offices here, reports a much brighter outlook through this section of the country. Hazen has been on an extended trip.

RKO has added Betty Farnsworth to “Just Off Fifth Avenue,” while John Beck, Edwin Brady, Lillian Helener, Robert Hartmann and Helene Barley have been assigned to “Trigger.”

With the addition of 15 features players, the cast of “Massacre.” First National’s next Richard Bar- thems picture, has been completed. The principals augmenting the list of previously announced players, which included Ann Dvorak, Dudley Digges and Chief Standin’ Bear, are Claire Dodd, Hen, O’Neill, Robert Barrat, George Blackwood, Clarence Muse, Donald Dumbrill, William V. Mong, Tull Marshall, Arthur Hohl, Agnes Na- chantz, Simon West, Charles Middleton, Sidney Tol and Frank McGlynn. “Massacre” is being directed by Alan Crosland.

Robert Gesner and Ralph Blau wrote the original story, which was adapted by Block and Sheldon Glney.

“Bedside,” with Warren Williar and Jean Muir in the two leading roles, has gone into production at the Warner studios under the direction of Robert Florey. Samuel Sel and Harvey Thew wrote the story.

Mae West is busy writing her next story “It Ain’t No Sin.” The blond star is under contract with Paramount to do two pictures a year for the next four years.

Phil Rosen, having just finished “Hold the Press” for Columbia, will immediately engaged again to di- rect “The Criminal Within.”

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Government Can't Control Salaries, Declares Zukor

**ONLY ONE MAJOR CHANGE IN CODE REVISION Expected to Reject Third Code Revision**

(Continued on Page 9)

**THOMPSON REFUSES RKO THEATER POST; PHIL REISMAN TEMPORARILY SUPERVISING**

With Major L. E. Thompson's name definitely dropped through his refusal to accept terms offered, the position of head operator of RKO Theaters remains vacant with the name of Charles E. Koerner, New England division manager, again taking the spotlight. The weekly RKO division managers' meeting was held yesterday with Phil Reisman presiding in place of Harold B. Franklin, who will leave his offices Saturday and take offices in the RCA Building. Franklin's plans are yet undecided. Meanwhile RKO Theaters will be managed by local division managers under Reisman's supervision, with J. R. McDownick slated for the presidency of RKO Theaters and Radio City Theaters Corp.

**LAUNCH DRIVE AGAINST LABOR VIOLENCE**

In a campaign to wipe out labor intimidation by stench bombs, an announcement will be made this week through trailers and newspaper publicity of a $100 reward for information leading to the arrest and conviction of guilty parties, it was stated yesterday by Stanley W. Lawton, managing director of the George M. Cohan and Broadway theaters and head of the group of exhibitors involved in the drive. In a letter to the Independent Theatre Owners Ass'n, Lawton urged an extension of the campaign to every theater in the metropolitan area and of employing united action in prosecuting the criminals.

Some Broadway houses already have engaged detectives to track down the guilty parties, said Lawton, who declared that the former stench bombs have been replaced by certain chemicals which give off fumes having more offensive odors.

**NRA DOING GOOD WORK--ZUKOR; SEES SALARY FIXING IMPOSSIBLE**

Government control of star salaries cannot be accomplished, Adolph Zukor stated to THE FILM DAILY yesterday in his first trade paper interview since his return from the coast. Remuneration paid to stars is controlled by drawing power alone, and to executives by their proficiency, he said. The system of paying stars on a percentage basis is thoroughly sound, but Zukor believes that each case must be handled individually and not under a general arrangement affecting all stars for featured players.

"I have not had a chance, since my recent illness, to thoroughly (Continued on Page 9)
ONE MAJOR CHANGE IN CODE REVISION

MPTOA CONVENTIONS WILL CONSIDER CODE

(Continued from Page 1)

Washingtom—Approval of or ob-
section to the third version of the
rule governing the release of M. P. T. O.
units at conventions will be held
during the next 30 days.

The tri-state association has plans for its annual meeting sched-
uled to take place Sunday and Mon-
day at Memphis but President Ed
Kuynkennl, who occupies a similar
position in the M. P. T. O. A., is
seeking to postpone the convention
until a later date. Another code-
chairman, Fred Meyers, president of
the M. P. T. O. of Wisconsin, will call
a meeting a few days following his
return to Milwaukee. Southeastern
Theater Owners plan their gather-
ing at Atlanta Oct. 29 and Deputy
Administrator Sol A. Rosenblatt is
on its program. Ben B. Jones, local
conferee, who has spent weeks in the
East in connection with the
code, has tentatively scheduled a
convention of the Independent The-
er Owners of Southern California
for Oct. 30 following his return to the
Coast.

Indep't Code Proposals Are Entirely Ignored

(Continued from Page 1)

more important changes are likely
to be injected into the code.

The final version of the code
which does not embody clauses
directly relating to the
tech-to-buy, block bookings, dou-
ble features, exchange charges and
co-
operative buying. Some issues un-
determined by the code, as in the in-
stance of dual bills, may be settled
by agreement among the audience or
the local grievance committees.

No material alterations have
been effected in clauses dealing
with local zoning and grievance
wheres, code authority, production labor,
presentation house talent, designat-
ing playdates, premiums, elimina-
tions, tying in shorts, overbuying
and substitutions.

Can't Fix Top Salaries

In Code, Says Johnson

Washington—There can be no
fixing of top salaries restrictions
in the film code, declared General
H. S. Johnson yesterday. Fifteen sal-
ary maximum proposals have been
submitted in connection with 18 other codes. The latest code
which has been thrown out recommend-
ation of the Nра. legal division,
and was considered them illegal. The
third revised code issued yesterday
by Sol A. Rosenblatt, deputy ad-
ministrator, contains the provision
that the Code of Fair Practices be
investigated excessive salaries and im-
pose fines of not more than $10,000
on employers paying "unreasonable"
amounts.

The INDUSTRY'S DATE BOOK

Today: Society of Motion Picture En-
gineers fall meeting, Edgewater Beach
Hotel, Chicago.

Oct. 24: Meeting of all Ohio independent ex-
hibitors to form new statewide association
at night, at the Back of the Yard, Columbus.

Oct. 29-31: Annual convention of South-
eastern Theater Owners Ass'n, Atlanta. Sol A. Rosenblatt to speak.

Nov. 2: Local organizing as code for music publishing industry; Sol A. Rosenblatt presiding; Chamber-
of Commerce Building, Washington, D.C.

Dec. 31: Motion Picture Salesmen's twelfth an-
nual New Year's Dinner-Dance, Monte Carlo, New York.

Coming and Going

G. W. PARST, director, and his family ar-
rioted with health from winter home in New
York.

SAMSON RAPHAELSON, writer, has returned
from abroad with Mrs. Raphaelson.

MARCEL MEKELBURG, head of Century Film
Co., has departed for a three-week's
several days conferring with Charles L. Glotz
of Monarch, New York.

JAMES F. DAILY, president of Typhoon Air
Conditioning Co., has left for a cruise on the
Island of Marseilles.

EDWIN MILES FADMAN, director of Red
Star Films, and Mrs. Fadem were among yes-
terday's arrivals from abroad on the L.S.
France, which also brought back VALENTIN
TAMM and MARIAN NIXON.

SIDNEY E. SAMUELSON, back from the
Washington Film Festival, will be here a few
days, before departing for Hollywood.

Committee to Determine

Producer Good Faith

Washington—Determination of the
regulatory worth of the producer
offer is to be left to a standing
committee to be appointed by the Code
Authority under the third revised code
draft. This being established it en-
titles "said producer to notices of
subsequent offers and to determine
whether such notices must be given
for three or six months.

The registrar identified with oper-
ation of this provision is to be
appointed by the standing committee, instead of by the Code Authority as
in the previous drafts. Any act or
decision of registrar is subject
to review, reversal or modifi-
cation by the Code Authority or
the standing committee.

Some changes have been made in clauses dealing with offers made by
a producer to an employee under
contract to another producer. Un-
der new version the employing pro-
ducer must be held to a reason-
able opportunity, not exceeding three
months, to be determined by the regis-
trar within which time to negotiate
for and contract with such employee
for his continued services.

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tes-Denise, 15.

FINANCIAL

NEW YORK STOCK MARKET

Net High Low Close Change

Am. Scat. 212 2/3 1/2 = 1/2
Columbia Porn. vto. 231/2 211/2 211/2 1/4
Can. Fm. Ind. ind. 91 91 91 91 1/8
East. Kodak 733 72 73 71 1/8
Fox Fm. new. 141 131/4 131/4 1/2
Loew's Inc. 30 27 29 29 1/2
do pfd. 66 66 66 66 3/8
Paramount cths. 1/2 1/2 1/2 1/2
Pathetone 15 15 15 15 1/8
do "A" 9 7 9 9 1/8
RKO 25 25 25 25 1/2
Warner Bros. 26 26 26 26 1/2

NEW YORK CURB MARKET

Gen. Th. Eq. pfd. 1/8 1/8 1/8 1/8
Technicolor 11 9 10 10 1/2
Trans-Lux 14 1 14 1 1/4

NEW YORK BOND MARKET

Gen. Th. Eq. 4 62 5 1/4 5 1/4
Gen. Th. Eq. 640 cnrs. 4 1/4 4 1/4 4 1/4 1/4
Keith A-O 6s 45 44 44 44 1/4
Levi 6s 41.1 41 41 41 1/2
Par. Per. 47 57 50 50 50 50 1/2
Paranome 67 73 71 71 71 1/4
Per. By. 515 515 515 515 515 515 515 1/2
Par. By. 515 515 515 515 515 515 515 1/2
Pathe 72 87 82 82 82 82 82 82
Warner's 63 43 42 42 43 1/4

Y. N. PRODUCE EXCHANGE SECURITIES

Para. Publix 11/4 11/4 11/4

Hensinger Report

West Coast Beat, THE FILM DAILY

Hollywood—Reports that Henry Hensinger would name his executive
studio management at Universal to be
come an associate producer were
vigorously denied by Carl Laemmle, Jr.
EXPLOITETTES

"Apple Annie" Proves Live-Wire Lobby Stunt

EDGAR WALLACIL, manager of the Audubon theater, Upper Broadway, New York, capitalized on the publicity of the original "Apple Annie" obtained in New York through Columbia's recent exploitation stunt on "Lady for a Day," Wallach placed "Apple Annie" in front of a background of stills which illustrated her eventful day during which she was feted in New York. Dressed in evening clothes, selling apples as is her habit at her stand under the firescape at the Astor Theater, "Apple Annie" made a swell advance ballyhoo for the Audubon.

—Audubon, New York

Rosenblatt May Meet With Independent Group

Washington—With the third and final revised draft of the motion picture code now engineered by DeWitt Rosenblatt into the NRA machinery his conference program is virtually completed. There is a possibility that he will meet with the four independent production companies comprising exhibitors, producers and distributors today but no definite appointment had been made up to last night. The session had been originally scheduled for yesterday.

Before the code reaches General Hugh S. Johnson it will pass through the research and planning, legal, industrial and consumers units of the NRA. Just how long this procedure will take was not known by Rosenblatt yesterday as some of these department heads are ill or out of town.

Several more persons have signed the code, the deputy stated yesterday afternoon, but he would not disclose their names.

First Monarch Release in Nov.

"Marriage on Approval," first on Monarch's 1933-34 schedule, is set for November release. Cast is headed by Barbara Kent, Donald Dillaway and Phyllis Barry.

SHOW-MAN'S REMINDER

Get ready for those November holidays—Thanksgiving, Armistice Day, Thanksgiving. *

ON THE RIALTO

ALONG WITH

PHIL M. DALY

TIMELY TOPICS

Musical Comedy Training Called Good for Drama

MUSICAL comedy gives a director training for dramatic depictions. It makes clearer the connection between drama and music, and teaches the director to bear in mind to such an extent that it sharpens his power of discernment as regards the fine lines. Contrary to general opinion, grand opera is not so good for this training. It has become so typical that it is a form, whereas musical comedy, always combining its elements in new and fast ways, keep the mind alert in connecting meanings illustrated by music. Not in musical pictures, but in straight dramatic works, is this perception most valuable to the director.

Richard Boleslavsky, M-G-M Director.

Board Members Must File An Oath of Impartiality

Washington—According to a new clause added to the code, members of local zoning and grievance committees must file with the administrator both in writing and orally an oath of impartiality. Whatever issues they consider, clause also requires that one such shall contain its membership more than one representative of any distributor or exhibitor.

Movie News of the day...
TELL THEM!

BOMB

Another 10th Championship Year
Dukes and sheepdogs—babies and boy-friends—press agents and autograph hounds. The beautiful "Bombshell" of Hollywood was platinum T. N. T. It's all fun!
NEW YORK CRITICS RAVE AS THOUSANDS POUR INTO 'ROXY'S' MAMMOTH RADIO CITY MUSIC HALL

"A masterpiece! Worth whatever price they charge to see it." — Regina Crewe, N. Y. American

"Don't miss it! Extraordinary fun! You'll applaud Laughton with cheers." — Bland Johansen, Daily Mirror

"Magnificent! Superb entertainment! Brilliantly constructed!" — Rose Pelwick, Evening Journal

"Handsome! Striking! Brilliantly depicted! Admirably told! Here is acting in its richest and grandest manner!" — Richard Watts, Herald Tribune

"A never-to-be-forgotten performance!" — Kate Cameron, Daily News

"Nothing less than triumphant! Laughton's performance one to cheer about!" — Wm. Boehm, World-Telegram

"Nothing so entertaining, so completely grand! Deserves all superlatives at command of movie gazer!" — Martin Dickstein, Brooklyn Eagle

"Laughton never more effective! As beautiful a group of women as ever surrounded a tyrant!" — John S. Cohen, Evening Sun

"Directed with rare skill! Will make motion picture history!" — Thornton Delehanty, Evening Post
THE WORLD OPENS
LESS IN ITS HISTORY!

LAUGHTON
LIFE OF HENRY VIII

UNITED ARTISTS

Presented by
LONDON FILMS
Directed by
ALEXANDER KORDA
EDUCATIONAL SIGNS
BOB HOPE FOR SERIES

First demonstration for the press by the Ray-O-Television Mfg. Corp., Long Island City, will be held in the Vitaphone, according to Ivan Bloch, chief engineer. The company, occupying a factory in Long Island City, has completed its initial pool demonstrations and plans. A. C. Matthews is assistant chief engineer in charge of radio and electronics, while Dr. P. C. Goldstein heads the research division. Various patents have been acquired by Ray-O-Tel, and its system employs a scanning mechanism that is now faster than a dollar watch, while the complete televisor may be held in the palm of the hand.

Disney Sets Releases
West Coast Bureau of THE FILM DAILY

Hollywood—Order of release for coming Mickey Mouse films, being distributed by United Artists, are announced by Walt Disney as follows: “The Pet Store,” “Mickey and the Giant,” “Mickey Shanghaied” and “Playful Pluto.” The next Silly Symphonies will be “The China Shop” and “The Night Before Christmas.”

Show Stereoscopic Films
London—A number of pictures in perfect stereoscopy were shown recently at the Royal Photographic Society by Dr. Herbert E. Ives of Bell Telephone Laboratories, and the demonstration evoked considerable comment here.

Eugene Castle Engages Assistant
Hollywood—Formerly with Butterick Publications, the Conde Nast group and Scripps-Howard Newspapers, has joined Castle Films as assistant to Eugene W. Castle.

Extra Gets Break
West Coast Bureau, THE FILM DAILY

Hollywood—Nancy Shubert, extra girl, has been selected by Paul Malmers for the lead opposite John Wayne in “Trail.” Lone Star western Miss Shubert, a Wichita girl, has been in Hollywood just four months and has had no previous dramatic training.

INDIES TO REJECT
THIRD CODE DRAFT

(Continued from Page 1)

next Tuesday at the Hotel Congress in Chicago.

Though the oldie contingent was scheduled to be back in Washington yesterday, 4,000 local representatives, including W. Ray Johnson and Eddie Golden, remained in New York due to receipt of word from the capital that Rosenblatt would not be ready for them until today at least. Mitchell Klupt left for Washington yesterday morning.

Halsey, Stuart & Co. Get
Fox-Poli Mortgage Bonds

(Continued from Page 1)

security house which handled many of the Fox financial transactions. The bid by the two lawyers was the only one offered at the auction conducted by Thomas J. Spellacy, special master for the receiver. S. Z. Poll, owner of 76 percent of the bonds, was represented at the sale by Benjamin Slade and Louis M. Sayad, but they did not bid. It is understood Poll will resume control of the circuit by acquiring the bonds from the reorganization committee. Auction of the 13 theaters and realty holdings in this state will be held Friday. The Massachusetts properties will be sold later in Springfield.

Appearing in Chicago Films
Chicago—Six of the cast of “Dinner at Eight” and one from “Her Majesty, the Widow” are appearing in the talking picture now being made at the world’s fair under direction of Wilfred Lenihan of the New York Theater Guild.

Jack Bertell on His Own
Jack Bertell, picture, radio and theatrical agent, has severed his connections with Lyons & Lyons and established his own headquarters in the Paramount Theater Building.

New British Color Factory
London—British Color Films plans a new factory with capacity for an output of 160,000 to 240,000 feet of film weekly. Two sites are now being considered.

Casey Robinson as Director
West Coast Bureau, THE FILM DAILY

Hollywood—Casey Robinson, former newspaper reporter on the “New York World,” and for the past year scene writer for the Charles R. Rogers Company at Paramount, has been elevated to the position of director by Rogers. His first picture will be “The Kildare Blues,” in which Marjorie Churchill will enact one of the leading roles. Robinson also will prepare the screen play.

SHORT SHOTS FROM EASTERN STUDIOS
By CHAS. ALICOATE

ELIER JASON, formerly with RKO, has moved over to the directorial staff of Paramount, headed by Mayer Davies and Monroe Shapiro, and will direct a series of two-reelers to be made by the company in the east.

Elmer J. Govan has joined Gem Productions and will do the cutting on the “Goody” two-reel series produced by that company for Universal release.

Twenty-two sets will be employed in the filming of “Around the Clock,” the Norma Terris three-reel “Broadway Bittersweet” now in production at the Brooklyn Vitaphone studio. A cast close to 100 persons is supposed Miss Terris in the picture.

Contracts for the reconstraining and remodeling of the Biograph studio have been made, with work to be completed and the radio ready for operation by Dec. 1.

A two-reel satire on the “Private Life of Henry VIII” is now being prepared and will be put into production between the next three weeks at the Fox Photofield studio.

The script on the fifth of the series of two-reel musical comedies being produced by Menteone Productions for Universal release has been completed, with production scheduled to start Oct. 25. The script as yet entitled is an original by Bal- fred Macdonald and Milton Schae- red.

“Here Comes Flossie” has been defined as a sequel to the film “Ben Blue’s” short first for Vitaphone. The film, completed three weeks ago, is a two-reel “Big V” comedy, directed by Ray McCrae. In the cast are Janet Reade, Shemp Howard, Paul Lenton and Fred Harper. Blue’s second comedy, finished last week at the Brooklyn film plant, has not yet been titled.

Herman Ruby, chief of the Vitaphone studio’s scenario staff, has assigned Eddie Moran and A. Dorain Oliva to write the screenplay of “Dinner I Hate.” The short will be included in Vitaphone’s series of “Broadway Brylaxes.”

Educational activities in the east are picking up speed. Shooting of a film to be made in the first of the new Star Comedy Specials titled “Mister Adam,” it will star Jack White, member of a nudist camp. At Christie will direct from the story by William Watson and Harry Miller. Art Jarrett wrote the dialogue. In process of cutting and editing now is Jack White’s first production in the new Musical Comedy series, tentatively titled “Million Dollar Melody.”

In preparation also are a new Monroe and Mack Comedy, a Stoop-nagle and Bud starring comedy, the Wagner Star Comedy Special which Jack White will produce, a Song Hit Story, tentatively titled “Gat Along Little Dogies,” and a new Terry-Town, produced by Frank Moser and Paul Terry.

“Dinner I Hate” has been selected as the definite title of the two-reel burlesque of the feature picture, “Dinner at Eight,” scheduled for the Vitaphone end of the Brooklyn Vitaphone studio this month.

Code Conference—A Picture
By FRANK GILLMORE
President Actors’ Equity Ass’n, in “Equity Magazine”

A large room bellow with smoke.... Men with brief cases.... Executives bronzed by golf and beach despite the possibilities of this fourth (or twenty-fifth) industry.... Lawyers, competent and competent, carrying the threads of a dozen convos on practical ease.... Labor leaders, products of a different school, yet matching wits and ambushed commiss and holding them own even with these feet minds.... Industry specialists, agile enough in their own element but clumsy and slow-footed in this form for the teller, at least a task with wearing the shining armor.... Righteous cause.... Poor enough protection in this jungle.... Hundreds of men and millions of words.

The Deputy Administrator, young, clean-cut.... His advisors, more specialists of the same stripe.... The gravel roads.... The heating is on.

Witness follows witness.... Frank, wily, versatile, subtle, the Administrator has a hard time keeping them on the trail.... They all know much and say so at such length....

The Code.

The Code!... Not a job for innocents.... Few words, lofty sentiments, peace and good will.... Only the Fairest Practicest.... The self.... The other.... Frightening success, incomprehensible.... The desert, the unforeseen, the unexpected, the unknown, the unimagined, the unattained. They hold to the Code.

Witness follows witness.... Frank, wily, versatile, subtle, the Administrator has a hard time keeping them on the trail.... They all know much and say so at such length....

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FOREIGN VERSIONS ON "OLIVER TWIST"

Monogram’s "Oliver Twist" already has been divided into French and Spanish, and the German version will go in work shortly. Monogram’s foreign representatives, the Michay Export Corp., have pooled foreign rights for its three-pen Rodgers-Dennison Fox’s "Jimmy and Sally," after preliminary stage training at the Pasadena Community Playhouse.

About ten additional countries are expected to close negotiations for "Oliver Twist" within the next two or three months.

Two of Starr’s Beauties Signed "Miss New York," who was selected at the Roxy, and "Miss Brooklyn," picked at the Fox Brooklyn, with girls managed by Martin Starr and under option to Paramount for 60,000 Years From Now," have been laid for the new Ziegfeld "Follies," with the usual two-week notice provision in case Paramount wants them.

Sign for 50% British Films Melbourne—Three leading New Zealand circuits, the Fuller-Hayward Theater Corp., Kemball Theatres, and J. C. Williamson Picture Corp., have pooled foreign rights for British Dominions Ltd., Australia whereby about 60 films will be represented. British releases will play at least 50 per cent of British futures next year.

"Headline Shooter" Opens Friday "Headline Shooter," RKO feature with William Gargan, Frances Dee, Ralph Bellamy and Jack La Rue, opens Friday night at the Rialto.

Pittsburgh House Goes Union Pittsburgh—The Avenue, operating on-union before the Harris mussment Co. took it over recently, is now using union operators, according to A. L. Criswell, secretary of the local.

ZUKOR SAYS GOV’T CAN’T FIX SALARIES

"Speeding up production results in a great saving of production costs by having all units at work at one time, and eliminating duplication of manpower in the technical and studio departments. The savings are noticeable, and must be continued. Production money will therefore have been expanded and more time consumed,

"The fact that we are ahead of schedule means that all release dates will be met and preparation on new plays started so that one year in advance of production dates will be possible. In looking so far in advance we are not unmade of the change in public likes and dislikes. For instance, I believe that sex and underworld pictures are dead, but we are sure of success with muscals that are built on good stories and cast with talent that is real musical talent and not scratched from the drama and given light lines to speak and singing to sing.

"Zukor will remain in New York indefinitely. Emanuel Cohen is expected to return to the west coast studios within the next two weeks.

Ben Blue to Make Third for Vita. Ben Blue, comedian, has been signed by Sam X for a third Vita-phone subject. Production starts in three weeks. Deal was closed by the Leo Morrison office.

Mrs. L. Chaney Ill West Coast Bureau of THE FILM DAILY Hollywood—Due to a serious illness, Mrs. L. Chaney, widow of Lon Chaney, has indefinitely postponed her marriage to John Jeshke, companion of the late star.

Record in Records

New attendance records reported from 20 of the leading key cities in the past two weeks, according to the Film Industry Record, includes first runs only, and four pictures account for 95 per cent of the new high figures.
DER BETTELSTUDENT ("The Beggar Student"), operaetta in German produced by Afa; directed by Viktor Jansen; with Hans Heinrich Bollmann, Jarmila Novotna, Fritz Schultz, Truus Van Aaloten, Hans Arnold, Paul Westermeier, Hans Jaray, Henriano Picha, Paul Beinfeldt. At the 79th St. Theater.

Fairly pleasing musical production based on a Viennese opera of about 50 years ago. Has enough agreeable singing, romance, comedy and able performances to satisfy the not too discriminating German fan.

QUANDO EL AMOR RIE ("When Love Laughs"), in Spanish; produced by Fox in Hollywood; directed by David Howard; with Jose Mojica, Mona Maris, Carlos Villarias, Carmen Rodriguez, Rafael Valverde, Rosita Granada. Distributed by Fox.

Good action romance of the early years when California was dominated by the descendants of the Conquistadores. Excellent cast and story. Simulated songs by Jose Mojica, plus unusual production values, make it a first-rate offering of its kind.

New Screen Company

E. Schappert, formerly of the Schoenmaker Screen Co., New York, has organized the Raytone Screen Manufacturing Co. with main offices and factory here. A branch factory is in operation in Los Angeles to serve the western part of the country.

HOLLYWOOD PLAZA

MOST CONVENIENT
Hotel in Hollywood
$2.50 up, Single
$3.00 up, Double
Special weekly and monthly rates

The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure.

Every room has private dressing room, bath and shower. Beds "built for rest." Every modern convenience. Fine foods at reasonable prices. Convenient parking for your car. 
Chas. Dampier, Mgr.,
The "Doorway of Hospitality" 
Vine at Hollywood Blvd.

Where Are We Going?

(Excerpts from editorial by Paul Block appearing in Paul Block Newspapers)

POOR Jackie Cooper and poor Baby Leroy! The bogy man is going to get them. What matter that only once in five years or so does the film make a young artist less Jackie or a Baby Leroy to its audience, and then, after a while, the bogy man is going to take them to a new America, another Russia, another communist state.

For that is what will happen if some of the NRA officials have their way. Of course, it isn't the President, or the General Johnson, or the so-called "brain trust" which devises this. It is a part of the "brainless trust," which has been given some powers and in just a few weeks with some human devices to work, that foresees a first rate bogy man, with a new country, and a new world.

They say an artist of the screen or stage or a producer may only receive a certain salary. And this, of course, means an inventor would not be permitted a royalty on his invention by the patent office. The bogy man is going to take them to a new America, another Russia, another communist state.

And all this is to start because these officials say no young "stars" like Jackie Cooper or Baby Leroy should be paid substantial salaries and other artists should also receive less.

We ourselves have at times wondered if these salaries are actually paid, but we have always believed that some of these young artists have been paying more money to the box office. And we also found that only 10 per cent of the cost of making a moving picture went for salaries. In most industries, salaries and wages range from 25 to 75 per cent of the manufacturers' cost.

First Sonotone Installation

Dan Halpin, now assistant sales manager for the Sonotone Corp., manufacturers and distributors of hearing devices for the deaf, announces the completion of arrangements with one of the Shea theaters in Providence for the first installation of Sonotone theater equipment. Following the Providence installation will be one in a major theater in New York City soon to be announced. Halpin was formerly a distribution executive with Universal.

Expect Fairbanks Film in December

A print of the first Douglas Fairbanks, Jr., picture made abroad is expected to reach the United Artists offices in New York by the middle of December. This is the London Film production, tentatively titled "Symphony in Purple," with Elizabeth Bergner playing opposite young Fairbanks. Alexander Korda is directing it.

Guy Kibbee Gets New Contract

West Coast Bureau of THE FILM DAILY—Guy Kibbee has been signed to a new contract with First National.

NEWS of the DAY

Shelby, O.—H. D. Shreffler, owner of the Castamba, looking forward to a business boom, has purchased property adjoining his theater, anticipating of doubling his seat capacity.

Cleveland—Joe Loeffler of Select Pictures is in Charity Hospital recovering from injuries sustained in an automobile accident.

Cleveland—Keith's East 105th St. reopens Oct. 20 with a split week policy. Straight picture will shown the first half of the week with a vaudeville policy the last half of the week.

Cincinnati—Bill Onie, manager of the local Monogram office, moved his family here from Cleveland.

Mansfield, O.—Fred Clary, manager of the Allen in Clarendon, resigned to head a newly formed Cleveland syndicate which will operate the Coliseum here, exposit building and balcony.

Akron, O.—A daughter was born several days ago to Mr. and Mrs. Charles Rinehart. Father is manager of the Liberty.

Cleveland—The RKO 10th will reopen Friday with strait pictures for the first half and vaudeville and pictures for the last. Lou Golden will manage the house.

Chicago— Warner's Capitol inaugurated a vaude-pictures poll with five acts of vaudeville being used Fridays, Saturdays and Sundays.

La Porte, Ind.—The Central, operated by Reddington and Reo reopens this week after having been entirely rebuilt. It will show strait pictures.

New Catalogs on Projection Pj.

The Sam Kaplan Manufacturing & Supply Co. has just issued a price catalogue covering its projector parts. S.O.S. Corp. has just issued a new catalogue of projection replacement parts.

BIG NEWS

AS SEEN BY THE PRESS AGENCY

"When Cary Grant is in a hurry he always eats with his right hand, because he has plenty of time and the visit and his meals he uses his left hand."—PARAMOUNT.
The 1934 FILM DAILY YEAR BOOK has been IN PREPARATION since the first of the year. And notwithstanding the CODE and general business uncertainty will reflect The Optimism and Progress of a Great Industry. The coming volume will be more comprehensive, more practical, more interesting, and more worth while than ever before.
"I SURRENDER, DEAR!" Gen'l Robert E. Lee Marx (Groucho) gives up to Private Marx (Chico) at the third battle of Cowlick in Paramount's "DUCK SOUP". Directed by Leo McCarey.
30 Kansas City Houses May Cut Scale to 10 Cents

FILM CODE IS APPROVED BY NRA LABOR ADVISOR

Only 20% of Films Cut Last Year by N. Y. Censors

Seek to Question Zukor and Hertz

Saul E. Rogers, counsel for a group of Paramount bondholders, yesterday made formal request for the appearance of Adolph Zukor and John Hertz at the next meeting of Paramount-Publix creditors scheduled for Oct. 27. The request was made at a hearing before Referee Henry K. Davis and was taken "under consideration" by the trustee. Samuel Zin, counsel for a group of stockholders, yesterday completed his testimony "under protest."

J. R. McDonough is Elected President of RKO Theaters

J. R. McDonough has been elected president of the Keith-Albee-Orpheum Corp., the B. F. Keith Corp., Radio City Theaters and their affiliated companies, it was announced yesterday by M. H. Aylesworth, president of RKO. McDonough was also elected vice-chairman of the board of RKO Radio Pictures. No announcement regarding the position of head theater operator was made, but it is expected to be forthcoming this week.

K. C. Houses May Cut to a Dime

In Fight Against Midland Scale

Kansas City—Sixteen independent suburban exhibitors, members of ITO and others, who long have been trying to hold back films on three houses which insisted on continuing duals. Allen Johnson, operator of two local houses and former president of the ITO, has wired Loew's that they will immediately reduce admission prices to 10 cents in some 30 houses representing about 40,000 seats unless Midland's price is raised. Exhibitors say they would like to...

As We See It

...taxes and other things

By JACK ALICOATE

REGARDLESS of the lack of unanimity of opinion on the code, this industry, if it is to carry on successfully, has no alternative than to present a solid and combined front in defense of its past with a new one for the future. The recent Ohio tax fiasco should be a lesson. It painted a picture, in no pastel tones, of the futility of the system that is far and wide. A 10 per cent tax on theater admissions, at this time, would be confiscatory and ruinous. Only through intensive preparation and one-hundred-per-cent industry co-operative action can situations of this kind be avoided. Especially is this true in uncertain times like the present. The menace of unjust taxation is ever present. If this industry, now on the road to prosperity, is to prosper itself, it must be constantly on the alert and ready to militantly defend itself at every turn.

ET any department of this industry of the cinema stray but slightly from the straight and narrow and it is broadcast in 24-sheet fashion. In turn, let it accomplish deeds of wisdom or unusual merit and the results are usually written in...

Rosenblatt to Present Draft to Johnson on Saturday

By WILLIAM SILBERBERG

FILM DAILY Staff Correspondent

Washington—Sol A. Rosenblatt expects to take the third revision of the code to General Johnson on Saturday, after hearing from all of his advisory boards today, he said last night. He has heard from John P. Frye, NRA labor advisor, who already has pronounced the code satisfactory, and is only awaiting...

INDIES UNSATISFIED WITH THIRD REVISION

Washington Bureau of THE FILM DAILY

Washington. "Changes in the third revision of the code are no revisions," said Abram Myers, counsel for the last night in a statement in conjunction with attorneys Mitchell Kupt, Milton Weisman and Jacob...

Ohio Exhibitor Meeting is Postponed to Oct. 31

Columbus — Due to conflict of dates with the mass meeting on the code called by Allied for next Tuesday in Chicago, the meeting of Ohio independent exhibitors for the purpose of forming a new statewide association primarily to fight the admission tax has been postponed to Oct. 31, at the Deshler Hotel here.

Questionnaire on Salaries

With Bureau of THE FILM DAILY

Washington—What will practically amount to a Federal Trade Commission investigation of salaries of officers and directors of all companies listed on the stock exchanges is a curb whose salaries total a million dollars per year or more was learned of yesterday when it was announced that the commission was sending questionnaires to all such companies, also asking for their balance sheets.

The 1934 Film Daily Year Book is the Standard Reference Volume.—Advt.
As We See It

(Continued from Page 1)

WURTZEL STARTING FIVE MORE AT FOX

West Coast Bureau of THE FILM DAILY

Hollywood—Sol Wurtzel, Fox producer, is to make five more pictures before the cameras within the next two months. Those starting this month include "Sleepers East," with Wyne Gibson, Preston Foster, Harvey Stephens and Howard Lally; "Strangers In The Night," with Heather Angel, Victor Jory and Miriam Jordan, and "Heir to the Hoofah," from Paul Armstrong's play, with George O'Brien, Sally Eilers and Herbert Mundin.

These will be followed in November with "365 Nights in Hollywood," the book by Jimmy Starr, with Claire Trevor, and "Murder in Trinidad," a mystery thriller by John Vandersock.

Currently, "7 Lives Were Changed," "Jimmy and Sally" and "Frontier Marshal" are in production under Wurtzel's supervision. These are in addition to pictures made at Fox Movietone City by other Fox producers.

12 Circuits Book "Tarzan"

"Tarzan the Fearless," Principal serial, has been booked by a total of 22 major and independent circuits in the metropolitan area. This is believed to be the widest circulation for a serial in this territory. The Roosevelt, Chicago, has booked the serial for first-run, with Balaban & Katz showing the feature edition first and then the subsequent episodes.

"Berkeley Square" in Final Week

Fox's "Berkeley Square" now in its sixth week of two-a-day at the Galey, will close Sunday night.

FINANCIAL

NEW YORK STOCK MARKET

Price

High

Low

Close

Columbia Picos, vci....

211/2

20

19

Con. Fm, Ind....

3%1/2

3

3

Columbia Fm, Ind. stock of May 4, 1933...

20

19

19

East, Kodak

73

72

72

Fox Fm, new

14

14

14

Leow's, Inc.

30

291/2

291/2

Paramount cbfs.

11

11

11

Patho Exc.

11

11

11

RKO

6

6

6

Warner Bros.

71/2

61/2

61/2

NEW YORK CURB MARKET

Price

Techcolor

12

11

11

New York Bond Market

High

Low

Close

Gen. Eq, 6vq.

5

5

5

Keith A-O 6s 46s...

441/2

441/2

441/2

Loew 6614w...

85

84

84

Para. 6s 47 cf.

30

30

30

Para. By 51s 51...

30

30

30

Para. 51s50 cf.

311/2

311/2

311/2

Warner's 6s 61/2

43

43

43

N. Y. PRODUCE EXCHANGE SECURITIES

Para. Publix

11

11

11

Florence Lake Marrying

Chicago—Florence Lake, screen comedienne, and Jack Good, stage dancer, are to be married here to-day.

Sydney-Raft Teamed Again


Thursday, Oct. 19, 1933

Coming and Going

RUBY KEELE leaves next week for the coast to start work in "Sweethearts Forever" at Warners.

...5. S. BORSTEIN, general manager of Irv- ing Thalberg's "Big Los Angeles," where he watched preparations of Columbia's musical, "Let's Fall in Love."

"Footlight Parade" Opens in 19 Situations Today

Warner's "Footlight Parade" opens simultaneously today in 18 situations throughout the country as follows: Lake Theater, Cleveland; Grand, Columbus; Cameo, Bridgeport; Warner, Westport; Montague, Passaic; Fabian, Patterson Capitol, Springfield; Stanley, Jersey City; Strand, Altamont; Stanley, Baltimore; Warner, Youngstown; Warner, Memphis; Strand, Hartford; Empire, San Antonio; Keith's, Syracuse; Knickerbocker, Nashville; Stamford, Connecticut; Warner, Pittsburgh and the Cambria, Jamestown, Pa.

Koplar House Closing

St. Louis — Closing of the St. Louis Koplar has been only temporarily to permit some alterations, according to Harry Koplar, principal owner. Rumor has it, however, that Panchon & Marco interests have a deal under way to take over the house, which they have been supplying with stage shows. Marcoux is due here next week for a conference. Charles Perry recently purchased the employment service of the St. Louis, Karty left for New York to confer with J. J. Shubert.

Martin Quigley at Ampa

Martin Quigley, head of Quigley Publication, will be the only temporary speaker at today's luncheon of the A.M.P.A. in Sardi's. He will talk about the advertising clause in the NRA film code. President John C. Flinn also will reply to the letter of criticism against Ampa written by members of the Columbia advertising and publicity department.

Indianapolis House Reopens

Indianapolis—After being closed since last month due to a dispute with the union, the Lyric is resuming operation under a new film policy. Henry K. Burton is manager. A new contract with the booth men will be negotiated when the present one expires Dec. 1.

Maria Jeritza in Film

Maria Jeritza, opera star, will be starred in an English version of "The Green Jersey," which was made in Vienna last summer. The production will be in town next month and is expected to start work on the picture.
GLAMOUR

that indescribable ... intangible ... incandescent glow without which no personality can capture popular imagination ...

Katharine Hepburn has it in magnificent degree ... It is the life-blood of the box-office ... food for showmen ...

And National Scene Trailers give it to you in every talking trailer because National Scene Trailers are made with actual scenes and actual dialogue from the picture itself ...

Samplevues of the glamorous ... shining box-office personalities that make the picture what it is ...

That's how

NATIONAL SCREEN SERVICE

*sells the show with showmanship!
NEXT WEEK

THE WORLD CHANGES

thanks to WARNER BROS.
**W. B. Set 10 Pre-releases For “Ever in My Heart”**

“Ever in My Heart,” Warner film starring Barbara Stanwyck, has been booked for 10 release engagements in key spots, the week of Oct. 20. These include the Stanley, Atlantic City; Hollywood and Downtown, Los Angeles; Boyd, Philadelphia; Warner, Milwaukee; Palace, Bethlehem; Appleton, Appleton, Wise; Capitol, Madison, Wis.; Roger Sherman, New Haven; and the Earle in Washington.

**159 on Warner Talent Roster**

West Coast Branch of THE FILM DAILY

Hollywood—Warner’s contract roster consists in the history of the studio, according to Jack L. Warner, who says the list includes 17 stars, 33 featured players, 11 junior stars, 40 contract players, 18 directors and 30 writers.

**Grand Rapids Exhibs Drop Bill Ban**

(Continued from Page 1)
dent of Allied Theaters of Michigan, has suggested that a board representing exhibitors, exchanges and census be set up in every exchange center or community having at least five theaters for the purpose of classifying which pictures should or should not be double-billed. Pictures strong enough to stand alone would be barred from dual programs under the plan.

**Thirty K. C. Houses May Cut to Ten Cent**

(Continued from Page 1)

see the situation alleviated without the necessity of cutting prices, it is promised by the Loew officials that the admission price would be raised to where it would be material. It is decided that exhibitors have decided not to wait much longer, according to Ja Mean, president of the Independent Theater Owners.

**B. & D. Reports Profit**

London—Net profit of approximately $90,000 is reported by Britis & Dominions Film Corp. for the half-year ended April 20, an increase over both last year and 51 year before. At a general meeting of the board of directors, a resolution will be introduced for a writedown of the capital structure, merging the two classes shares into one class.

**Take $350 From Safe**

Las Cruces, N. M.—The safe at the Del Rio theater was blown in last night and robbed of $350.

**Fredric March Stricken**

West Coast Bureau of THE FILM DAILY

Hollywood—Fredric March was reported in a serious condition at the Cedars hospital yesterday after a relapse after an attack of influenza.
NRA LABOR ADVISOR APPROVES FILM CODE

(Continued from Page 1)

complete reports from the Industrial and Consumers boards of the NRA which he expects on Friday, the latest, he said.

Rosenblatt will announce the Code authority just prior to the code's presentation to the General, he said. He is meeting today with representatives of independent producers and exhibitors.

Independent Theater Owners of Southern California yesterday wired Rosenblatt their complete cooperation.

New Council Will Probe Unfair Trade Practices

Washington Bureau of THE FILM DAILY—The Department of Commerce, in a letter from the NRA and known as the business Advisory and Planning council, is to probe unfair trade practices in all industries. Their role will be separate from the Federal Trade Commission and are expected to be directed along the lines of the relationships between buyer and seller and producer and distributor. Gerard Swope, who heads the new council, announced the appointment of Lincoln Finkle as secretary, and that it is to do the actual searching of unfair practices. The committee will use all records taken of public proceedings on NRA code and is expected to cooperate with them in their findings.

Indies Unsatisfied With Third Revision

(Continued from Page 4)

becher. "Functioning of the moving picture industry under the proposed code as revised would create an unfair super-competition which might for the immunity conferred by the National Industrial Recovery Act, constitute a flagrant violation of the Sherman anti-trust laws."

Myers' statement regarding the third revision were made after the announcement statement charging anti-trust violations.

Cartoons 100% Clean

Not a single censor cut was made during the last year by the Motion Picture Patents, according to report of William E. Kinsch, head of the division, said yesterday.

Record Overhaul

Jacksonville, Fla.—In the first out- turn of its kind within the memory of local exhibitors, the Universal Pictures, attending an advance Saturday midnight preview of "Oh! No Angel!" was so big that the Paramount management moved into a second house and conducted a twin showing, with results of tickets sold from the first to the second stand.

MEET TO ANALYZE THIRD CODE DRAFT

Major company executives and their attorneys met at the Hays office yesterday to analyze the third draft of the code. Will H. Hays, president of the group, which will be completed later this week, The M. P. T. O. A, group, represented by President Ed Kuykendall, Fred S. Meyer and Ben Bernstein, studied the version yesterday in New York, following their arrival from Washington. Kuykendall plans to leave for Memphis tomorrow, while Bernstein and Meyer intend to depart from New York today for their homes.

Society Women as Exhibs

Denver — Two society women, Mrs. William Shafroth and Mrs. William H. Downs, are renting the Bluebird, a neighborhood house, for three showings of the German film, "The Man Without a Name." If the venture is a success they intend showing foreign films frequently through the winter.

Productions, has signed R. N. Bradbury to direct "West of the Divide" and "Blue Steel." Both pictures are to be produced in November and will star John Wayne, western star.


Leonard Fields steps out as a director for Monogram upon completion of the screen play of "Diary of a Bad Woman," which he is writing with David Silverstein for Phil Goldstone. Fields will direct "Manhattan Love Song," centering the script with Silverstein from a novel by Cornell Woolrich. His ticket was set through Al Kingston with Lou Ostrow, executive producer for Monogram.

Jean Muir will be the heroine in Warner's "As the Earth Turns."

A LITTLE FROM "LOTS"

By RALPH WILK

HOLLYWOOD

MERYN LEROY has started work on "Hi-Nellie," for Warner Bros. Paul Muni and Glenda Farrell head the cast. This is Muni's third picture under LeRoy directorial guidance. The first two were "I'm a Fugitive" and "The World Changes."

Norman Foster plans a vacation in Honolulu after finishing "7 Lives Were Changed" for Fox.

Willy Pogany, noted artist, is designing the sets for "Mating Time," which is being produced by Salient Pictures. John A. Curtis, Broadway producer, is general manager of the company.

Our Passing Show: Dolores Del Rio sun bathing on her own private beach—a big sand box by the side of her swimming pool; John Barrymore autographing a menu card for one of the extras playing in a cafe set of "Long Lost Father."

William Wyler has completed direction of "COUNTENAT LAW," starring John Barrymore.

Alan James, who has directed several Ken Maynard pictures, will direct Maynard's next production, "Wheels of Destiny," which goes into work next week. James replaced Arthur Schwartz, President and Mrs. Rosenblatt have signed a parchment scroll conveying birthday greetings to Marion Dressler which will be sent around the U.S.A. to be signed by all governors and mayors.

One of the highlights at the recently held Los Angeles anti-trust convention is the showing of a film made by the Motion Picture Association of America, illustrating how the Motion Picture Code will affect exhibitors.

The Film Daily—One of the highlights at the recently held Los Angeles anti-trust convention is the showing of a film made by the Motion Picture Association of America, illustrating how the Motion Picture Code will affect exhibitors.
"RED" BRANAHAN
Something always happened in the old neighborhood when "Red" was out on bail!

ADONIRAM SCHLUMPP
Poor little rich boy and no mother to guide him... what a break for Aggie Appleby "Maker of Men"!

There are Dames, Skirts, Frails, Babyfaces, Funnyfaces, Angel Faces, Redheads, Blackheads, Boneheads, Cuties, Snooties, Beauties, BUT YOU NEVER KNEW A GAL LIKE

"AGGIE APPLEBY MAKER OF MEN"
She Took 'Em Apart—and Gave 'Em the Works!

starring
CHARLES FARRELL
WYNNE GIBSON
with
WILLIAM GARGAN
ZASU PITTS

BETTY FURNESS  BLANCHE FRIDERICI
DIRECTED BY MARK SANDRICH
A PANDRO S. BERMAN PRODUCTION

THERE'LL BE A PANIC AT RADIO CITY MUSIC HALL WHEN "AGGIE" BLOWS IN!
Intimate in Character
International in Scope
Independent in Thought

The Film Daily
The Daily Newspaper of Motion Pictures
Now Sixteen Years Old

IATSE Instructs Locals to Go Ahead on Contracts
INDEPENDENT GROUP CONFLICTS WITH ROSENBLATT
National Resistance to Code Seen as Independent Move

Campaign to Influence NRA Expected to Develop in Chicago

A national campaign of resistance to the current code version, drafted by Deputy Administrator Sol A. Rosenblatt, by seeking to persuade independent exhibitors not to sign the draft, is understood to be planned as a highlight of the exhibitor mass meeting to be held Tuesday at the Hotel Congress, Chicago. Theory back of the move is that the NRA will hesitate before (Continued on Page 6)

ARTHUR J. BENLINE RESIGNS FROM RKO

Arthur J. Benline, for the past twenty months head of RKO Theaters maintenance department, resigned yesterday. He will be succeeded by David Canavan, who will be under the supervision of A. E. Reoch, in charge of the real estate (Continued on Page 6)

Darryl Zanuck to Make Musical Extravaganza

West Coast Bureau of THE FILM DAILY
Hollywood — A musical extravaganza titled "The Love School," with a big lineup of stars and lavish chorus novelties, will be produced by Darryl Zanuck under the 20th Century banner for United Artists release. Sam Mintz and Henry Lehrman will do the screen play from a story by Jerome Kington. In fur-

SCHENCK, GOLDWYN PROTEST ON CODE

West Coast Bureau of THE FILM DAILY
Hollywood—Lining up with the actors, writers and other talent in their fight against restriction of salaries by way of the film administration code, Joseph M. Schenck and Samuel Goldwyn have wired Sol A. Rosenblatt in Washington protesting against certain sections of the proposed code as "illegal, unfair and un-American." Schenck had prev-

CODE AUTHORITY PERSONNEL MAY BE LIMITED TO EIGHT

Washington — Possibilities of the Code Authority comprising eight, instead of 10 or 12 members, loomed yesterday when it became known that Deputy Administrator Sol A. Rosenblatt is considering the reduction with a view of making this important body more wieldy. Personnel is still in process of selec-

$60,000 Fire at M-G-M Studios

West Coast Bureau of THE FILM DAILY
Hollywood—Damage estimated at about $50,000 was caused at the M-G-M studios in Culver City yesterday when fire swept through a set. There were no serious injuries, though a number of men were treated at the studio hospital.

SALARY PROVISION MAY STAY DORMANT

Whether or not the Administration will actually effectuate the new code provision authorizing the Code Authority to regulate "unreasonably excessive" salaries caused industry-wide speculation yesterday.

Adoption of the plan, under which fines not to exceed $10,000 can be imposed upon employers paying excessive compensation, is not mandatory upon the Code Authority, it was noted.

(Continued on Page 6)

250 Neighborhood Houses Join in Cooperative Ads.

More than 250 neighborhood houses have set a precedent in New 
York by joining in a series of display ads on "Gold Diggers" in the metropolitan papers. The first ad, three columns by 12 inches deep, appeared yesterday and contained the names, addresses and playdates of the first 64 neighborhood houses (Continued on Page 11)

Not Waiting for Final Code To Negotiate New Union Pacts

Crinnin Takes Control Of Amity Pictures Corp.

John H. Crinnin, formerly secretary and treasurer of Tiffany Productions, after four months of activity in Hollywood, has taken over the entire control of Amity Pictures Corp., Ltd., which has 28 exchanges throughout the United States releases (Continued on Page 6)

All union locals connected with the I.A.T.S.E. have been notified to complete negotiations with theaters and circuits and not to wait for the final drafting of the NRA code, President William C. Elliott of the international union told FILM DAILY (Continued on Page 11)

Further Changes in Code Held Unlikely Despite Many Protests

Washington Bureau of THE FILM DAILY
Washington—A group of independ-
ents, including W. Ray John-
ston, Herman Riffkin, Harry Brandt, Charles L. O'Reilly, Leon 
Rosenblatt, Milton Weisman, Sam 
Sonin, Mitchell Klupt, Tom Murray, 
Leo Brecher, Al Friedlander and others, held a session yesterday with Sol A. Rosenblatt and presented fur-
ther arguments against the code draft as it now stands.

Notwithstanding various objections presented, including the com-
(Continued on Page 6)

JOHNSON DELUGED BY COAST SQUAWKS

Washington Bureau of THE FILM DAILY
Washington—A steady stream of complaints from Hollywood on the salary situation has been pouring across General Hugh S. Johnson's desk, the Administrator said late yesterday. He would make no com-
(Continued on Page 6)

Kuykendall May Sign Film Code This Week

President Ed Kuykendall is expected to sign the film industry code in behalf of the M. P. T. O. A. before going to Memphis on Sunday to participate in the Tri-State convention at the Hotel Chieca there Sunday and Monday. In taking this action, which will necessitate a stop-

(Continued on Page 6)

Story Scouts' Busy Week

Film story scouts will have a busy time on Broadway next week with nine 
legit shows scheduled to open. This is the first time so far for this season for stage premieres.

The Annual Film-Daily Year Book Has An Establisher Reputation For Facts.—Adv.
Midwest Co-Op Plans Suit
If Distributors Hold Out

Midwest Theaters Corp., Chicago, buying co-operative, has served notice on major distributors that if they persist in refusing to sell product to it, suit will be instituted. The Illinois counsel, David R. Hochreich told THE FILM DAILY yesterday in New York. The buy-operative has fixed a deadline of next Thursday for distributors’ decision, Hochreich said. He declared that Midwest pays an aggregate of $1,000,000 annually for film rentals.

180,000 Attendance
Sets Paramount Record

Playing to more than 180,000 admissions in the first week of “I’m No Angel,” the New York Paramount set a new attendance record for the house, topping the previous mark by about 10,000. Film and stage show will continue its run, with doors opening at 9 A.M. daily.

RKO Signs Lenore Ulric
West Coast Bureau of THE FILM DAILY

Hollywood — Lenore Ulric has been signed to a term contract by Merian C. Cooper, RKO executive producer, to be starred in the Broadway play, “Her Man of Wax,” which will leave New York for the coast upon the conclusion of the play’s run.

Al Selig Joins Warners

Al Selig has been engaged by S. Charles Einfeld, Warner executive in charge of advertising and publicity, as special exploitation man to handle the “Footlight Parade” and “World Changes” campaigns. His first assignment will be on “Footlight” at the State, Detroit.

Honor Film Pioneer

Chicago—W. K. L. Dickson, of La Haule, Jersey, Channel Islands, England, was made an honorary member of the Society of Motion Picture Engineers during its sessions here. Mr. Dickson is a pioneer in the motion picture field. He worked with Edison from 1881 to 1885 and also was one of the founders of the American Mutoscope and Biograph Company.

Harry Gribbon Starts Vita.

Short Harry Gribbon, comic heavyweight of many Hollywood two-reelers, started work yesterday on his first big Vitaphone comedy for Vitaphone. He replaces Billy House, who will start in another two-reeler shortly.

First National Adds 4 Writers

West Coast Bureau of THE FILM DAILY

Hollywood—Eugene Solow, Byron Morgan, Doris Malboy and Paul Moss are recent additions to the First National writing staff.

15 World’s Fair Films
Made by Burton Holmes

Chicago—All of the outstanding events of A Century of Progress will be perpetuated in motion pictures by Burton Holmes. Since the opening of the fair, Holmes has been taking pictures of everything worth while, and he now has 15 or more separate films.

Releases to January
Are Set by Universal

Ten pictures will be released by Universal in November and December. The schedule has just been set as follows:

Only Yesterday, Nov. 6; Invisible Man, Dec. 1; Ting a Bottle, Nov. 15; Tin Pan Alley, Dec. 4; Cousin at Law, Dec. 27; By Candlelight, Dec. 4; Myrt and Marge, Dec. 11; Big Time, Dec. 18; Bombay Mail, Dec. 25; Madame Spy, Jan. 1.

7 First Division Releases
Delivered from Schedule

Seven of the 1933-34 pictures to be handled by First Division exchanges have been completed and delivered ahead of schedule, it is announced by Harry H. Thomas, president. The features, which include Chesterfield, Invincible and New York Daily News, are all playing in the Broadway play, “Her Man of Wax,” which will leave New York for the coast upon the conclusion of the play’s run.

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TIMELY TOPICS

In International Catalogue of Important Films Urged

The manifestations of an activity tending to the development of cultural films ought largely to consist in bringing within the reach of persons actually interested or capable of becoming so the entire cultural cinema production worthy of consideration from the early days up to the present time. The first essential requirement for such a scheme would naturally be the existence of a catalogue of existing films. Such a catalogue has never been made, and this is a characteristic point in the situation. The film business is chiefly in the hands of businessmen, which is the only reason perhaps for the neglect. We are personally acquainted with a great number of films which we consider worthy of attention both from personal reasons and because such films have received wide appreciative criticism. The program reviews of the specialized cinemas of Paris and the associations for the development of the art of the cinema provide us with useful indications, as does the collection of opinions issued by the "Filmkammer" of Berlin for the concession of reduced tax rates for pictures of an educational character. These various available elements are unfortunately insufficient. They do not go back to the beginnings of the film art, do not include the whole world production, and deal almost exclusively with long films. It must not be forgotten that the "shorts" provide us with most interesting material, and sometimes with works of art, at present neglected. We ought therefore to undertake a general international examination of the production and then proceed to make catalogues of it. The new production of all countries also requires to be carefully followed. One wonders if negatives or copies of many old interesting films are still in existence.

Dr. Adolf Nichtenhauser.

FACTS ABOUT FILMS

Wellington, N. Z., with a population of 150,000, has a theater seating capacity of 300,000, weekly figured on a basis of only two shows daily.

EXPLOITETTES

Insurance Co. Sold On "Footlight Parade" Plug

J. McCarthy, manager of the Strand in this city, got a full hour's broadcast dealing with the highlights of "Footlight Parade" over Station WIC, largest station in New England. The program was sponsored by an insurance company, which supplied 30 musicians and a number of solo singers. The manager sold the idea to the insurance company by preparing a radio continuity which proved so attractive that the insurance company underwrote the broadcast even though it was an out-and-out plug for the picture.

—Strand, New Haven.

"I Loved a Woman" Contest Draws Hot Letters

A nifty radio contest over the Warner's local station, KFWB, in conjunction with the showing of "I Loved a Woman" at the Hollywood theater caught the women of Los Angeles. Radio listeners were invited to submit letters describing their own true-life love experiences, with the best of the lot receiving free tickets to see "I Loved a Woman." Judges were Alfred Green, who directed; Edward G. Robinson and Sidney Sutherland, who wrote the scenario. The contest started four days in advance of the opening. Hundreds of letters, mostly from women, and some real hot, were received daily.

—Hollywood, Los Angeles

Acquire "Murder in the Air" Screen rights to "Murder in the Air" play by Melbert Moore, Lowell Brentano and Earle Crooker, have been acquired by Connors-Arnaud Productions.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Oct. 20

Charley Chase Russell Holman James Hood MacFarland Marlan Nixon Evelyn Brent J. Wittlach

Purnell Pratt
THE WORLD CHANGES

and so does

PAUL MUNI

He’s greater than in “Fugitive” in this next big special from WARNER BROS.
National Campaign Is Planned vs. Code

Effectuating the code if sufficient exhibitor opposition crystallizes. Objections to the code voiced at the Washington conferences, from which a group of independent exhibitors, producers and distributors divorced themselves, might be construed as the action of a small minority, it is pointed out, but several thousand exhibitor refusals to sign, however, will prove concretely that the movement has real support.

Arthur J. Benline
Resigns from RKO

(Continued from Page 1)
departmental. Canampe, he will be assisted by his brother-in-law, Adolph Kerwin, and two others to be named today. Benline’s future is not practical, as was previously set, will be announced next week.

Crinion Takes Control of Amity Pictures Corp.

(Continued from Page 1) ing both Tiffany and Quadruple product since Educational sex outlet, turned its distribution over to Fox. Crinion plans to extend Amity’s activities by securing new independent product for release.

Coming and Going

GEORGE BURNS and GRACIE ALLEN, SHIP-WRECKED BILL, will en route to Hollywood today to work at the Paramount studios.

CHARLIE DENT of B. L. P. sails tomorrow for London.

MARK GORDON, who with Harry Revel wrote the songs for “Broadway Thru a Keyhole,” has moved with his family to Hollywood, where he is under contract to Paramount.

CARL LAEMMLE and DOROTHY GISH arrive in New York today from abroad on the Bremen.

L. L. SELLER sails for Europe Saturday on the Olympic.


ARTHUR TRACY, The Street Singer, who has been on the sex for picture work, is on his way to New York.

JACK L. WARNER leaves the coast tomorrow night for New York, where he will be present at the premiere of “The World Changes.” PAUL MUNI, star of the picture, also is flying east for the opening.

JIM LUNDY, publicity and exploitation man, is back in New York after a period of activity in the south.

ED KUYKENDALL leaves New York today for Toronto. V. E. RICHARDS and TOM CONNOR of M-G-M have gone to New Orleans from New York.

ARCHIE MAYO, Warner director who has been visiting New York, returns to the coast early next week to start work on “Bloom of China.”

Words and Wisdom

“We can talk about theaters, distribution, exploitation and all the other factors of the industry, the studio, after all, is still the heart of the business.” — ADOLPH ZUKOR.

“You can’t make a crime out of earning capacity, and I would rather pay an artist $250,000 if he earned it than $2,000 if he did not.” - SAMUEL GOLDWYN.

“Outstanding performances on the screen are irregular for the same reason that not every producer, willing to produce superb novels, horses cannot win every race, and every man cannot become President of the United States.” — ERIKTV. L. BERTSCH.

“Vaudeville is perfect training for screen work.” — HARRY RAPP.

“It is the art of the screen that endures. Take the scantiest story and present it to the public in engaging screen form and the public will be entertained.” - WELFORD BEATON.

“I’m more enthusiastic about films nowadays than ever before.” - MAURICE CHEVALIER.

I.A.T.S.E. May Open Washington Office

Washington Bureau of THE FILM DAILY

Washington—In view of its interest in the NRA codes affecting various theatrical and motion picture unions, the I.A.T.S.E. is understood to be considering the opening of an office here.

Schenck and Goldwyn File Protest on Code

(Continued from Page 1) lously declared himself in sympathy with the actors’ cause, as reported in THE FILM DAILY of Oct. 10.

“Establishing of a code authority would result in practically eliminating the openings of an office here.

Schenck and Goldwyn File Protest on Code

(Continued from Page 1) the code unless it was, he declared, “It would tend to establish maximum salaries which would be illegal, unfair and un-American. I am opposed to the three-months and six-months clauses because they would make it mandatory for a producer, wishing to engage an artist, to inform the producer who within the last six months had that artist under contract of the salary offered. No producer would bother to negotiate with an artist who within six months had been under contract of another.

Goldwyn said there should be every freedom for earning capacity, declaring that there is but one Charlie Chaplin, one Garbo, one Cantor and one Dressler.”

Acted Too Hastily

Washington Bureau of THE FILM DAILY

Washington—Lack of the three government men yet to be named on the legitimate theater code authority and the fact that it moved too fast and without NRA officials’ involvement of the difficulty, was given last night as the reason for the delay in enforcing the Broadway ticket broker squabble. It is understood that the theater board set up in New York was to act in an advisory capacity to government officials here.

Salary Provision May Stay Dormant

(Continued from Page 1) was pointed out. Furthermore, this procedure requires the approval of the Administrator, General Hugh S. Johnson.

Some executives, who preferred not to identify themselves for the purpose, said they were inclined to the view that the clause will be allowed to remain dormant and not be exercised under current conditions. Opponents of the plan stressed the fact that the incomes attacked under the provision pay the Federal Government huge sums annually by way of income and other taxes.

Following is the salary clause embodied in the third and final code draft, which has been materially changed:

PART 4. To avoid the payment of sums unnecessarily in excess of the fair value of personal services which results in unfair and restrictive competition, the Code Authority shall have power with the approval of the Administrator to investigate whether in any case any employer in the motion picture industry has agreed to pay an unreasonably excessive inducement to any person to enter into the employ of such employer.

If the Code Authority finds that such employer has done so, the Code Authority shall have the power with the approval of the Administrator to impose an assessment against such employer in the amount of the unreasonable excess payment to such person, not, however, to exceed the sum of Ten Thousand Dollars ($10,000.00), and to make said finding, not wanting in this PART shall in any manner impair the validity or enforcement of any such agreement of employment. All such assessment shall be made available to the Code Authority for use by it in the administration of its functions.

Singing Holiday Show Vote

Washington Bureau of THE FILM DAILY

Washington—Vote on abolition of blue laws in Mt. Rainier, Md., suburb of Washington, will be held tomorrow, and, if held, on a community, Hyattsville, Md., has just adopted the anti-blue law activity in both places.

Independent Meet with Soll Rosenblatt

(Continued from Page 1) plalnts of independent producers, distributors and exhibitors, as well as protests from the west coast, it is understood Deputy Administrator Rosenblatt will make no new code revisions, but will submit the present draft to General Johnson within a day or so.

Report of the Consumers Board on the code is expected tonight by Rosenblatt.

Darryl Zanuck to Make Musical Extravaganza

(Continued from Page 1) thanerence of 20th Century’s activities, Joseph M. Schenck, president, has been negotiating to take over the United Artists studio from Mary Pickford, David O. Selznick, who walked out of the Washington code conferences with the independent fusion group including Allied, is expected to decline to approve the code.

New Safety Device for Projectors

Chicago—Dual Manufacturing Co. has begun the marketing of a new filter for movie projectors. The principle used is a dual system of cutting blades, one for each magazine head, both connecting to the projector loops at the flammable point of film and thus releases the blades.

Independent Meet with Soll Rosenblatt

(Continued from Page 1) off at Washington, Kuykendall will lack the support of at least one member of his executive committee, it is understood. David O. Selznick, who walked out of the Washington code conferences with the independent fusion group including Allied, is expected to decline to approve the code.

The Industry’s Date Book


Nov. 2: Hearing on code for music publishing industry, Sol A. Rosenblatt president Chamber of Commerce Building, Washington.

Dec. 31: Motion Picture Salesmen’s twelfth annual New Year’s Dinner-Dance, Hotel Plaza New York.

Yes, Sir! FOX manpower comes through again!

DECEMBER, JANUARY, FEBRUARY
RELEASE DATES NOW!

Again the only company to do it. Great...Isn't it? Those dates will be met, too...titles, stories, casts, directors! Because the FOX studio realizes what definite dates mean to you as a showman and a business man. Sound showmanship...that's the way FOX manpower operates. Going steadily, aggressively forward. Minding its own business and boosting yours. More than keeping its promises...by taking good pictures and making them great!

Now...
AIMED AT THE 3 BIGGEST

THIRTEEN pictures specially produced and dated for the holiday and winter season. Check over each one...

CLARA BOW again rises to dramatic heights in HOOPLA
Released November 30th

SMOKY
WILL JAMES' great story with VICTOR JORY
Irene Bentley, Will James
Released December 8th

I WAS A SPY
MADELEINE CARROLL
HERBERT MARSHALL
CONRAD VEIDT
Released December 15th

WILL ROGERS hits a new hilarity high as MR. SKITCH
with ZASU PITTS
Released December 29th

AS HUSBANDS GO
with WARNER BAXTER
Helen Vinson, Warner Oland
Catharine Doucet
From Rachel Crother's stage smash
Jesse L. Lasky production.
Released January 5th

7 LIVES WERE CHANGED
Heather Angel, Norman Foster, Herbert Mundin, Ralph Morgan.
Released January 12th
MONTHS OF YOUR YEAR!

FRONTIER MARSHAL
with
GEORGE O'BRIEN
Irene Bentley
Released January 26th

JANET GAYNOR
LEW AYRES
LIONEL BARRYMORE
HENRIETTA CROSMAN
in
THE HOUSE
OF CONNELLY
with Stepin Fetchit
A Henry King production.
Released January 19th

WOMAN AND THE LAW
Victor Jory Claire Trevor
Howard Lally
Released February 9th

STRANGER IN THE NIGHT
Victor Jory Heather Angel
Miriam Jordan
Directed by Irving Cummings.
Released February 23rd

FOX MOVIEPONE FOLLIES
Janet Gaynor
Lilian Harvey Warner Baxter
Lew Ayres Spencer Tracy
James Dunn
Heather Angel, John Boles,
Norman Foster, Victor Jory,
Herbert Mundin, Preston Foster,
Florence Desmond, Rochelle
Hudson, Harvey Stephens, Sid
Silvers, Mona Barrie, Miriam
Jordan, Dixie Frances, Claire
Trevor, Wini Shaw, Stepin
Fetchit. Plus Girls! Music!
Novelty! Story! Lew Brown
production.
Released February 2nd

ALL MEN ARE ENEMIES
Here, unquestionably, is one of the
year's great pictures. A best-seller
on two continents... exultant with
the sheer joy of living... glorified
by the most beautiful romance ever
attempted on the screen. An excep-
tional cast is being chosen.
Al Rokett production.
Released February 16th

What do you say...
And it takes some going to outshine hits like "My Weakness," "Berkeley Square," "The Power and the Glory," "Dr. Bull" and "Paddy." FOX manpower — "not crowing, just growing" — makes this possible. And FOX manpower is proving daily that only such an organization can guarantee you consistently great product ... delivered on time. Be smart ... join that ever-swelling group of happy FOX exhibitors ... and "Put It Here!"

HOOPLA
Released Nov. 30th

SMOKY
Released Dec. 8th

I WAS A SPY
Released Dec. 15th

I AM SUZANNE!
Released Dec. 22nd

MR. SKITCH
Released Dec. 29th

AS HUSBANDS GO
Released Jan. 5th

7 LIVES WERE CHANGED
Released Jan. 12th

HOUSE OF CONNELLY *
Released Jan. 19th

FRONTIER MARSHAL
Released Jan. 26th

FOX MOVIELTONE FOLLIES
Released Feb. 2nd

WOMAN AND THE LAW
Released Feb. 9th

ALL MEN ARE ENEMIES
Released Feb. 16th

STRANGER IN THE NIGHT *
Released Feb. 23rd

* Tentative Title
SHORT SUBJECTS

"Wonders of the Tropics" Principal 32 mins. Unusual Unusual views of jungle life in unexplored regions of the Amazon, Brazil, with the explorer also doing the narration. It consists principally of animal studies, with some dramatic shots of queer and outlandish species, their habits and battle for life against stronger adversaries. Thus it becomes more of a nature study than a pictorial record of the Amazon jungle. Few natives are featured, and very little actual adventure incidents. Photography is generally poor, but the animal shots have plenty of appeal.

"The Kick-Off" Principal 27 mins. Fair A compilation of a series of gridiron shots in which coach Howard Jones of the University of Southern California is featured, showing dramatic football plays. The scores vary, and the playing is not up to the standard of past seasons that has been outstanding, and the pictures were evidently taken some time ago. Slow-motion shots are given of various plays. The finale is more modern, with a very exciting and detailed presentation of the highlights of the famous gridiron classic in which U.S.C. defeated Notre Dame. This is one of the finest materials and the best part of the offering. Lots of the shots are blurred.

Suit Over Olympia Theaters' Bonds

Boston — New England Theaters has brought suit against Herbert Pierson, receiver of the closed Federal National Bank here, seeking to reclaim the receiver from selling $115,000 in notes of the Olympia Theaters, Inc. The bonds are part of the assets of the closed bank, and, according to the petition, were offered to Grace M. Deery, sister of John A. Deery, who is the failed president of the closed Salem Trust Company, for $43,750.

3 RKO Features on Broadway

RKO is currently represented in three Broadway first-runs. "Aggie Appleby" is at the Music Hall, "Before Dawn" at the Mayfair and "Headline Shooter" at the Rialto.

Pick Film as School Text

Eugene O'Neill's "The Emperor Jones," filmed by Krinard-Cochrane for United Artists release, has been picked by the National Council of Teachers of English, working through the 12 regional directors of their committee on phonograph appreciation, for the first practice film in the series being introduced to the high school English curriculum. William Lewin is president of the committee on Phonograph Appreciation.

A LITTLE FROM "LOTS"

By RALPH WILK

HOLLYWOOD

SAMUEL GOLDYNN'S musical "Extraordinary," "Roman Scandals," starring Eddie Cantor, was completed at the Goldwyn studios this week. Cantor will rest for one week before the preview of the picture and then will leave for New York.

Grant Mitchell and Nat Pendleton have been added by M-G-M to the cast of "Payment in Full," an original by F. Hugh Herbert. Ben Lyon and Otto Kruger also are in the cast.

William Cagney, brother of James, has been signed by Reliance for "Joe Palooka," which United Artists will release.

Donald Ogden Stewart has been assigned to the screen adaptation of Louis Bromfield's novellette, "Living in a Big Way," which is to be a Marie Dressler-Jean Harlow co-starring vehicle.

MONOGRAM TO FAVOR EXPLOITATION THEMES

West Coast Bureau of THE FILM DAILY

Hollywood—Pictures designed exclusively from the exploitation angle will comprise the balance of the Monogram program for the present year, according to an announcement yesterday by Trem Carr, Monogram vice-president, in charge of production.

"We have put the cart before the horse long enough," declared Carr. "It is now time for producers to consider pictures entirely from the standpoint of what means they will provide the exhibitor to sell the public.

"Entertainment values is not enough. The best picture in the world won't sell without exploitation value. And that is what we intend to give them.

"Create exploitation value, and the entertainment will take care of itself, for a picture with good exploitation value is bound to be entertaining.

"This new principle will be the watchword in preparing such forthcoming Monogram releases as "Tough," with Ray Walker, which is to be a fast-moving story of a big city process server; "Manhattan Love Song," another big city story with a musical background; and "Mystery Liner," a murder mystery on a trans-Atlantic steamship."

FULL cast of principals supporting Bert Lahr in "Hizzoner," first of a series of 13 two-reel comedies with music to be produced in the east by Van Beuren Corp. through Meyer Davis as associate producer includes James Melton, James Wallington, Fred Hildebrand, Loretta Sayers and Walter Tenner. Johnny Burke and Harold Spina wrote the music, while Monroe Shaff supervised production. The producing unit headed by Meyer Davis is Magna Pictures.

End Pollard, who recently took over the Royal Studios in Grantwood, N. J., and will operate under the name of the "End" Pollard Studios, will open the studio to the trade tomorrow with a dance and entertainment with many celebrities scheduled to attend.

Mildred Bailey has been signed by Monroe Shaff to appear in a two-reeler to be produced by Magna Pictures.

SHORT SHOTS FROM EASTERN STUDIOS

By CHAS. ALCICATE

250 Neighborhood Houses Join in Cooperative Ads

(Continued from Page 1) which will show the picture almost simultaneously. The remaining houses will be represented in displays set to appear in the next two weeks. Roy Haines, metropolitan district manager for Warner's distribution department, sold the cooperative idea to the exhibitors. The plan gives the theaters the benefit of big display which they could not afford individually.

Brockton Strand Opens

Brockton, Mass.—The Strand has opened with J. J. Cahill, city manager of M. & P. Publix Theaters, as supervisor, and Robert Glenn as publicity director. Policy is first-run pictures and vaudeville.

HOLLYWOOD PLAZA

MOST CONVENIENT Hotel in Hollywood $2.50 up, Single $3.00 up, Double Special weekly and monthly rates The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure. Every room has private dressing room, bath and shower. Beds "built for rest." Every modern convenience. Fine foods at reasonable prices. Convenient parking for your car. Chauffeur, elevators, valet service. The "Doorway of Hospitality" Vine at Hollywood Blvd. H O L L Y W O O D
When you look at this lovely face, you are gazing on a great future star

DOROTHEA WIECK

in "CRADLE SONG"

Screen story by Marc Connolly, author of "Green Pastures"

Directed by Mitchell Leisen

PARAMOUNT, the company that brought you the only two big stars of the past year... MAE WEST and BING CROSBY... brings an attractive new personality to you, DOROTHEA WIECK, who scored an instant hit in "Maedchen in Uniform."
Monogram Doubling Budget to $100,000 Minimum

NRA ADVISOR PUTS TRADE PROBLEMS UP TO BOARDS

Poli to Control Reorganized New England Circuit

Auction of Theaters in Connecticut Brings $2,226,000

Harford, Conn. — Properties of O. C. New England Theaters in Connecticut were sold at auction here yesterday for $2,226,000 to W. B. F. Rogers and John A. McNaughton, representing the bondholders who purchased the second mortgage bonds from Halsey, Smart & Co. sale of the houses in this state preceded the sale in Springfield.

EXTRAS ORGANIZE OWN ASSOCIATION

West Coast Bureau of the Film Daily

Hollywood—At a meeting yesterday about 1,000 extras and supporting players organized the Hollywood Picture Players Assoc. with a view to cooperating in the administration of the NRA code. It is expected to bring 2,000 more members into the association within a few days.

Pittsburgh Operator Local Acts Against Indie Union

Pittsburgh—Charging violation of a state statute forbidding out-of-state corporations to operate in Pennsylvania without a permit, information have been filed against three officials of Local 131, Independent M. P. Operators' Union, Inc., on behalf of Local 174, M. P.

S. W. Lawton Acquires Third Broadway House

Stanley Lawton, operator of the Broadway and Cohan theaters, will take over the Gayety on Oct. 2, opening with "Lady for a Day," and followed by "Emperor Jones" on a weekly grind basis at 25 cents for matinees and 40 cents at night. Negotiations are under way for the ac-

$100,000 Minimum Budget On Future Monogram Specials

Harry Singer Will Operate St. Louis Theater

St. Louis—Harry Singer is slated as operator of the St. Louis Theater, which Harry Kaplan is turning over. Fanchon & Marco and Harry Arthur are involved in the deal. House closed Thursday night for improvements.

Film Code Will Not Reach General Johnson Until Next Week

By WILLIAM SILBERBERG

Cleveland—Defending the omission of right-to-buy, double features and other controversial issues from the film code, Prof. H. H. Thorby, advisor from the NRA statistical and planning division, yesterday issued the following report on Deputy Sol A. Rosenblatt's third revision:

"I hereby subscribe to the principle of self

CLEVELAND EXHIBS REPUDIATE DUAL BAN

Cleveland—At a meeting of the Cleveland M. P. Exhibitors Ass'n yesterday exhibitors running houses repudiated their recent motion to limit double bills to once weekly. Failure of half of the organization to abide by the motion, which was to go into effect Oct. 15, resulted in reopening the discussion. Practically all are now back to duals.

Lew Kane Is Backing Detroit Insurgents

Detroit—Lew Kane, manager of the Mayfair, says he is financially backing the insurgent movement against Allied Theaters of Michigan, and is seeking leadership of the independent group. Leon Klein and his sons, Sol and Mack, circuit operators, also are prominent in the attack on Allied policies. Intention of the M. P. T. O. A. to establish a Michigan unit is linked with the Kane-Krim group.

Higher Scale Doesn't Scare

Memphis—Though admission was raised a dime to 40 cents, the Warner Theater had the S.O. sign out within 30 minutes after the opening of "Footlight Parade."
NRA Code Advisor Cuts

Problems Up to Boards

(Continued from Page 1)

geovernment on the part of the industry as expressed in the provisions for Local Boards and the Authority, is impracticable and unnecessary for the code entered in New York in June. A criticism of the ‘Right to Buy’ and thereby raise questions of a definite nature that the usual approach to the problem of the policy or procedure in a specific campaign that would be made as a national bond and a new mortgage bond on the properties, will own the controlling interest in the new company up to 50 per cent and will be managing director of the business.

Pittsburgh Operator Local Acts Against Indie Union

(Continued from Page 1)

Machine Operators’ Union. Those named are William C. Litten, presi- dent, Martin J. Aichele, treasurer, and Daniel Gross, secretary. W. J. Shawkley, president of Local 171, claims the new union represents a group of independents with no labor troubles in other cities and which has taken over the so-called independent union here. It is said to have applied at Harrisburg for permission to operate in this state.

S. W. Lawton Acquires

Third Broadway House

(Continued from Page 1)

quisition by Lawton of two more houses in the metropolitan district, Meyer Kelsoha is handling adver- tising and publicity for the three theaters.

Detroit Theater Notes

Detroit — G. Rancourt and F. Sears have taken over the Amo from Frank Yoshinos and reopened

Burton M. Siden is now a partner with Gus Coplan in the Colony. L. G. Fayfair, formerly the Vic, has opened with Lew Kane as manager. J. W. McAvoy is president of the district’s Publicity Board and forest Freeland is publicity man.

R. G. Taylor, owner of the Sher- dan, is managing the Liberty, which he took over from George W. Samp- son. Fred Taylor is managing the Sheridan. Arthur Theater Supply is supplying all equipment for the new Belmoti in Highland Park. House opens about Dec. 1. McArthur reports business generally on the pickup.

Stop Sale of Olympic Bonds

Boston — Bonds of the Olympic Theaters now in the possession of the Federal National Bank must not be sold by the receiver, Judge James A. Lowell, of the Federal District Court, has ruled in a temporary restraining order. The petition seeking the order was filed by New England The- ater Operators, owners of the Olympic, which still holds a standing offer of $35,000 for the notes which they wish to complete a reorganization of the Olympic Theaters.

FRANCES DEE and JOEL McCREA, after attaining a marriage license yesterday, departed for Westchester to have their nuptials. LYNN FARNOL, Samuel Goldwyn’s representa- tive, is expected from the Coast in a few days to supervise the campaign for “Rom Scandal,” starring Eddie Cantor.

FRANCES WILLIAMS will arrive in New York from the coast tonight.

MARCO of the Fanchon and Marco firm in New York.

BILL SCULLY, district manager for M-G-M in Boston this week.

RUSSELL PATTISON, illustrator, signed Fox, leaves by plane for the coast next week. FRANCES WILLIAMS, who recently finished work in 20th Century’s “Broadway Through a Keyhole” on the coast, arrives in New York this morning.

International Film Show

Set for August in Venice

Venice—Second International E- hibition of Cinematographic Art, organized by the Interna- tional Institute of Educational Cinematograph in Rome and under the auspices of the International Art E- hibition of Venice, will be held Aug. 1-20. A meeting of regisseurs and owners will take place at the same time. Films entered for prize are by invitation. Will H. Hayes, a member of the general commit- tee.

RKO Signs E. H. Griffith

For Three Production

West Coast Bureau of THE FILM DAILY

Hollywood—Edward H. Griffith returning to RKO under a new contract for three pictures. He recen- tly directed “Another Language” for M-G-M.

Robt. Bischoff With Jack Nelson

West Coast Bureau of THE FILM DAILY

Hollywood—Robert Bischoff, who recently resigned from Fox’s foreign department for Fox’s, has joined Jack Nelson as assistant to the Pet Sup with series being released by Master A

Fox Signs Russell Patterson

Russell Patterson, noted illustra- tor, has been signed by Fox to sign costumes and sets for “Movietone Polli- cies.”

Dancing and Going on

Saturday, Oct. 21, 1935

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A gold mine of angles in this glamorous production. Adolphe Menjou and Benita Hume as the best-dressed pair in Paris... flinging open the door to a dozen sure-fire angles...now when clothes are the topic of the day. See the press book for stunts that will make your showman's heart beat faster.

**The WORST WOMAN in PARIS?**

**BENITA HUME**

**ADOLPHE MENJOU**

Harvey Stephens  Helen Chandler

Written and Directed by Monta Bell

Jesse L. Lasky Production

**WHAT A WOMAN'S PICTURE!**

Peggy's affaires were the toast of Paris... the talk of Europe. Men desired her... envious women slandered. While... within her heart... she locked the secret that would have silenced lying tongues.
"THE WANDERING JEW" (In Yiddish, with English titles) Jafa Productions 68 mins.

VERY PROMISING PRESENTATION OF JEWISH PERSECUTION IN MODERN SETTING AND DRAMATIC STORY.

Credit must be given without stint to the intelligent performance of Jacob Ben-Ami who typifies the persecution of the Jew down through history, and to the splendid direction of George Roland. They spent money freely, if one must judge by the lavish sets and numerous extras, that cover the various historical periods, and director Roland has handled these masterfully. The drama is that of present-day and of yesterday. It is a moving and violent story of the suffering of the Jewish people and of the suffering of the present-day Jew. The direction is so masterly that it is hard to believe it is the first attempt of this young director. The acting is uniformly excellent. The climax comes with the arrival of the messenger from the Hapsburg court, bringing news of the death of the emperor, and the killing of the Jews. The director has done a fine piece of work and has given the audience a moving picture of this terrible event in history.

"WALLS OF GOLD" with Sally Eilers, Norman Foster, Ralph Morgan 74 mins.

"ONE THAT THE GEMMIES WILL GIG WITH SALLY EILERS SUPERB IN AN UNUSUAL LOVE DRAMA.

Essentially entertainment for the better class of audiences. The drama has a grown-up and somewhat sophisticated plot, but it is delicately handled. Miss Eilers has one of her best roles and one of her most difficult she was ever asked to handle and does splendidly. Norman Foster is rich youth in love with her, who introduces her to his aristocratic uncle. Through a misunderstanding due to the elder man's attentions, it results in the younger man marrying his cousin and making a young sister, who marries the old man, played by Ralph Morgan. Then come the realizations that his wife is a philanderer. He even comes to her by putting his arm to a pillar. At home, Sally Eilers has died, and Sally is taking care of his sister's baby. The two young lovers get back the older man's child and Sally marries her husband. A discarded sweetheart of an old woman solves everything by shooting himself. Play the novel by Kathleen Nielson. It is a prime example of overlapping splendid work of Foster and Morgan.

Cast: Sally Eilers, Norman Foster, Ralph Morgan, Rosita Moreno, Rochelle Hudson, Marjorie Hughes, Marion Gable, Margaret Seddon.

Director, Kenneth MacKenna, Author, Karl Tunberg; Adaptors, Waldo Salt, Edgar Rice, Robert Van, Edmund Sedward; Camera, George Schneiderman; Recording Engineer, S. Cheston; Editor, Fair, Photography, Excellent.

"RUSSE LA TODAY" Carthew Wells 42 mins.

TRAVELOGUE OF RUSSIA IS A JUST PICTORIAL RECORD LACKING SENSATIONAL PUNCH.

In preparing this short feature, Carthew Wells took the pictures in 1933, a year ago evidently had in mind to expose the failure of the Communist system. At least his narration shows that tendency, but there is little in the picture to back it up. It seems that the Russian censorship was too strict for him, and they left him come away with the shots that were lacking in accurate propaganda. Opens with scenes in Moscow and other cities showing mostly street life, then jumps abruptly to the Caucasus and the region of Mount Ararat where Biblical lore places the launching of Noah's Ark. Here Carthew Wells gives a detailed account of the building of Noah's Ark and the story of the flood. The picture is not very interesting, although it has some fine pictures. It is a picture that is not very satisfying, but it is worth seeing for the pictures it contains.

"HEADLINE SHOOTER" with William Gargan, Frances Dee, Ralph Bellamy, Jack LaRue RKO 87 mins.

FAIRLY ENTERTAINING DRAMA OF A NEWS CAMERAMAN HELD DOWN BY STORY WEAKNESS.

Though it is obvious that there are excellent story possibilities in the work of the news cameraman, this yarn presents only a surface touch of the actual story. Apparently it makes just average fair entertainment. Gargan is the camera head, but his impersonation lacks something. The boy is shot on a job shot by Gargan, who is about to quit newspaper work and marry a rich southern gent, Ralph Bellamy, for the chief reason that Gargan has become heartless in his work and neglected his love-making. Just as Frances is resigning her job, a hot murder story breaks out, so she gets into the spirit of it, shoots a picture and gets back on the job. Gangsters enter the picture and Frances is kidnapped to prevent publication of a damaging story regarding a big racketeer, but Gargan finally comes to the rescue and gets not only the story but some swell shots of gangsters being shot. Cast: William Gargan, Frances Dee, Ralph Bellamy, Jack LaRue, Gregory Ratoff, Wallace Ford, Frank Fatich, Ray Teitelbaum, Dorothy Burgess, Perrell Pratt, Henry B. Walthall, Franklin Pangborn, Bill Husted, Mary McCloud, Director, Otto Brower; Author, Agnes Christine Johnston, Allen Rivkin; Additional Dialogue, Arthur Kober, Camera, Nick Cavalaris, Walter Brown, Costume, Hugo McDowell, Editor, Fred Knudson. Direction, Fair, Photography, Good.

"QUARTZE JUILLET" ("July 14") (In French) Proyko 87 mins.

ENJOYABLE COMEDY - ROMANCE EASILY UNDERSTANDABLE TO GENERAL PATRONAGE.

This light comedy romance bubbles with smiles and laughter and overflows with the sprightliness of true French dialogue, the story in fact most of the incidents and situations, are understandable to everyone. Characters are carefully observed and the action carries on at a lively tempo. The film also has some light melodies and a fine musical background. The story revolves around a young couple living in the tenement district of Paris, who through love, a misunderstanding and blindness by the French law, the young woman opposite is about to marry and the young man, who is a philanderer. He even comes to her by putting his arm to a pillar. At home, Sally Eilers has died, and Sally is looking after his sister's baby. The two young lovers get back the older man's child and Sally marries her husband. A discarded sweetheart of an old woman solves everything by shooting himself. Play the novel by Kathleen Nielson. It is a prime example of overlapping splendid work of Foster and Morgan.

Monograms Ups Budget To $100,000 Minimum (Continued from Page 1) the Hotel Statler, Cleveland, it was announced by W. Ray Johnston president. Decision on the upturn is due to the added costs under the NRA. Johnston says. He adds that the line is expected so far this year, exceeded quotas in all territories and the reaction to the first 54 completed in the proposed series has encouraged the company to make a definite bid for a place in the major ranks. The Cleveland meeting will be attended by W. Ray Johnston, following his Wisconsin code (mentioned above), and Temp Carpent, production chief; H. Thomas, New York, general manager; J. S. Post, Cincinnati district manager; J. T. Sheriff, new territory manager; J. T. Sheriff, Chicago, manager; H. J. Holm, manager; J. H. Alexander, Pittsburgh; B. S. Mills, Albany; Arthur C. Bronner, Atlanta; H. F. C. N. Johnson, Los Angeles; E. E. Eilers, New Orleans; Carl Ford, Tampa; Howard Johnson, Los Angeles; Sam Seidman, Boston; Troy; S. H. Drell, Dallas, old man; J. R. Busby, Little Rock; Sam Fleischer, Washington; Robert Witters, Kansas City; C. I. Milne, Chicago; M. I. Morgan, Palm Beach, Ore.; C. M. Gately, Salt Lake City; Nat Steiner, St. Louis; Irving Mandl, Chicago; L. Seidman, Cleveland; G. Frahm, Milwaukee; J. Berkowitz, St. Paul and West, Cleveland. The Monogram head in Cleveland will have charge of arrangements for the convention.

Wants Fresh Story Idea

"THE WANDERING JEW" Screenplay of THE FILM DAILY

Hollywood—Earle W. Hadland announced yesterday that Educational will offer an open market for fresh story ideas.
Taxation May Be Employed to Bring Down Salaries

**FURTHER CODE REVISIONS ARE BELIEVED LIKELY**

Schenck-Zanuck May Boost 20th Century Lineup to 20

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**CUT-OUTS**

...on-a-string

by JACK ALICATO

THAT BIG BAD WOLF is still the leading HEAVY in pictures... CHARLIE CHAPLIN had luncheon on Saturday with President Roosevelt, ... "Henry VIII" is a FINE picture and entertainment PLUS... JUGS brand is actively campaigning... FERDINAND pecora... We hear great reports about "The World Changes"... ARTHUR dent, head-man of B.P. of London and points East, is a likeable chap... There will NEVER be a theater built that will top the Radio City MUSIC HALL.

You'll hear something INTERESTING regarding SAM katz one of these bright days... The MacPerson FLOP proves that some of the WISEST showmen occasionally make a mistake... HAROLD frankfurter is stepping into an INTERESTING proposition which we cannot tell you about until later. . .

JOHN flynn is doing a SWELL job over at the A.M.P.A. ... Some exhibitors will WAKE UP some morning to find that their blue eagle has flown BACK to Washington. Few folk realize what an IMPORTANT role FRANK walker is playing in the RECOVERY movement... Looks like this MAE west lady is just about the BIGGEST drawing card in pictures... All that's needed now is a little PUSH and the industry will again be OVER the top... There is a CIRCUS of "Little Art" theaters in the pencil and paper STAGE... Believe it or not, the CULBERTSON bridge shorts ARE decidedly worth... That new wave in Chicago tomorrow may be FULL of dynamite... It WILL be well attended... . . .

JACK warner is on his way from the Coast... THE LEGITIMATE stage in N.Y. is having a BULL market... Some day something is going to happen WITHOUT one of those SKOURAS boys being present... There's an interesting story of WHY a couple critics did NOT like "Footlight Parade"... The relish of MAJOR bowes makes him one of the BEST liked of theater men... SAM sax is turning out some first rate shorts at the Brooklyn Vitagraph... Pardon us while we go out and do a little campaigning...

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**15 Pictures Already Set for Program—Adding Colman and Others**

West Court Bureau of THE FILM DAILY

Hollywood — Having already increased their original quota of 12 to 15, indications are that Joseph M. Schenck and Darryl F. Zanuck will further boost their 1933-34 program of 20th Century Pictures to at least

(Continued on Page 8)

**RKO FILM RENTALS UP 33%, SAYS LEVY**

A gain over last year of 33 1/3 per cent in general film rentals, percentage grosses and sales is shown by RKO Radio Pictures, Jules Levy stated to THE FILM DAILY on Saturday. All circuits throughout the country have been signed to play

(Continued on Page 2)

**Managerial Realignment Is Effected by Essaness**

Chicago — Following the recent addition of three theaters, the Irving, Southern and Argmore, there has been a realignment of managers in

(Continued on Page 8)

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**Getting Too Common**

Avalanche of reports on new records being set by "I'm No Angel," "Footlight Parade" and "The Bowery" has necessitated a new editorial rule, namely: When "The Great Angel," "The Parade" and "The Bowery" don't break the house record, it's new.

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**PICKUP IS REPORTED BY CANADIAN CIRCUIT**

Toronto — Famous Players Canadian Corp., reports that there has been a good pickup in business for several months now and that the improvement due to the usual seasonal dawdle in the film industry has been much more marked than usual.

**Picketing Is Restrained In Pittsburgh Union Fight**

Pittsburgh — Judge W. Heber Dithrich has issued a preliminary injunction against Local 171, M.P.O. union, restraining picketing within a mile of the Grant theater, Hazelwood, owned by M. N. Shapiro, and the Hazelwood, managed by Shapiro, pending hearing Thursday. Local 171 is involved in an action

(Continued on Page 8)

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**May Set Higher Income Tax As Curb on Excessive Pay**

**Appeal Court Must Define Talkie-Stage Difference**

Albany — As a result of a claim by the Kirk La Shelle Co., in an action against Paul Armstrong Co. and Phelan Beale for a share in the money received for screen rights to "Alias Jimmy Valentine," the Court of Appeals must determine the difference between a talkie and a stage play. Plaintiffs had a half interest in the play, exclusive of movie rights. They claim, however, that a talkie is the same as a stage performance.

(Continued on Page 2)

Washington Bureau of THE FILM DAILY

Washington — That legislation is sure to be introduced in the next Congress to either directly or indirectly, through the remapping of the tax and income tax laws, attempt to bring down large salaries is now conceded here. The accredited statements of the Attorney General cn top of the questionnaires sent out by the Federal Trade Commission plus recent reports from the White House on the movie situation are considered excellent barometers of the way the wind is blowing. Much

(Continued on Page 2)

**Corrections and Changes Still Being Made in Draft**

By WILLIAM SILBERBERG

FILM DAILY Staff Correspondent

Washington — That further revisions of the code will be made before it finally goes to President Roosevelt for signature is considered very likely following several days of conferences between independent and Deputy Administrator Sol A. Rosenblatt, Corrections and

(Continued on Page 8)

**THOMPSON-RKO DEAL IS AGAIN UNDER WAY**

Negotiations have been reopened between Major L. E. Thompson and RKO Theaters and it is now likely that the final set-up for the operation of the circuit will be with Thompson as the head operator, Phil Reisman in charge of eastern

(Continued on Page 8)

**Branch Office Changes Made by United Artists**

In a trio of branch changes made last week by United Artists, T. C. Montgomery has been promoted to manager of the Chicago exchange. He had been engaged in a regional capacity. J. D. Goldfarb, district manager for Cleveland, Detroit, Indianapolis and Cincinnati, will also supervise the Chicago and Milwaukee branches. S. Horowitz, district supervisor for Kansas City, Omaha, Denver and St. Louis, will add the Minneapolis office to his supervision.

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**Chi. Critics to N. Y. Premiere**

Chicago movie critics are coming to New York on Wednesday as guests of Warner for the premiere of "The World Changes," Paul Muni picture which opens that night at the Hollywood. On Thursday the critics will be guests of honor at a luncheon with Ruby Keeler at Hotel. Who here the critics also will see "Footlight Parade," which has not yet opened in Chicago.
RKO Film Rentals
Up 33%, Says Levy
(Continued from Page 1)
the RKO product with the exception of one or two isolated cases, as
stated. "About 50 per cent of RKO
sales are on a percentage basis and we
find that all exhibitors, with the
possible exception of a few inde-
pendents, are buying for the entire
season without waiting for the final
drafting of the code," said Levy.

Wide Field for Novelty
In Shorts, Says Nelson
West Coast Bureaus of THE FILM DAILY
Hollywood — Novelty ideas are
most in demand for shorts, and
the producer who can hit on some
thing outside the beaten path has a
wide field of opportunity, declares James Nelson, producer, who is now mak-
ing the "Pet Superstitions" series for
release by Master Art Products.

"We often find that the shorts now being made are lacking in novelty, says
Nelson. He points to "Three Little Pigs" as an instance of something dif-
f erent, however simple in story,
can hit the public fancy.

The idea of the superstition series is to show, through a miniature dra-
matic playlet, how each superstition originated, and wide audience in-
terest is figured on the basis of
human curiosity. First picture in
the series, "Sulphur," was played
by the United Artists-Theaters of
Angeles and the Maxfair, New York.
Second is "The Big Cat," while
the third, "Walking Under a Ladder," is now in preparation.

Col. A. Cooper on Tour
Toronto — Col. John A. Cooper, president of the Motion Picture Dis-
tributors & Exhibitors of Canada is
making a tour of cities in the coun-
try in conference with the govern-
ments of the various western prov-
inces on various questions relating to the in-
dustry.

Laurence Johnson Dead
West Coast Bureau of THE FILM DAILY
Hollywood—Laurence E. Johnson, M-G-M scenarist who wrote "Bach-
olor Father" and "It’s a Wise
Child," died here last Friday night.

"Sleelness Nights" for Coast Run
West Coast Bureau of THE FILM DAILY
Hollywood — International Film
Distributors, who have California
righthands to the British feature, "Slee-
lessness," have booked the picture
into the Beverly theater for a
run.

Fay Wray Gets Long Contract
West Coast Bureau of THE FILM DAILY
Hollywood — Following her work
in "The Bowery," Fay Wray has
been given an exclusive long term
contract by 20th Century. She will
be given star vehicles.

Willard Mack Gets Goldwyn Pact
West Coast Bureau of THE FILM DAILY
Hollywood — Willard Mack has
been given a contract by Samuel Goldwyn whereby he will be a pro-
duction executive, writer, director
and probably an actor as well.
EXPLOITETTES

Boston Papers Co-operated on "Henry VIII" Showing

FOR the opening of "The Private Life of Henry VIII," the Keith's New RKO Theater in Boston arranged a number of stunts which kept the picture in the limelight. On the evening before the opening, a special preview was run for society, drama, sport and picture editors of local newspapers. Their comments the next day applauded "Henry VIII" with stories and stills from the production. The opening night huge lights were mounted on banne- red trucks in front of the theater. Flashy cut-outs of Charles Laughton, the star, and a wide assortment of 8 x 10 stills completed the attractive display. Other RKO theaters plugged the theme song of "Henry VIII," "Love is King." Newspaper co-operation consisted of special stories in all local papers; while the Daily Record held a Guessing Contest, consisting of a 4 x 5 inch cut of Laughton and five persons wearing beards prominently displayed in the Record. To the persons naming the beard wearers free tickets to "Henry VIII" were offered. The Post in the color-feature section used an entire page on the "World's Most Notorious Lovers," carrying a cut from "Henry VIII". -Keith's RKO Theater, Boston.

THE INDUSTRY'S DATE BOOK


Oct. 24: Allied States Ass'n mass meeting on the film industry code, Hotel Congress, Chicago.

Oct. 25: Monogram franchise-holders' meeting, Statler Hotel, Cleveland.


Nov. 31: Meeting at all Ohio independent exhibitors to form new statewide association in fight on admission tax, Deshler Hotel, Columbus.


Nov. 31: Motion Picture Salooners' twelfth annual New Year's Dinner-Dance, Hotel Plaza, New York.

April 7-10: Second International Exhibition of Cinema Art, sponsored Biennial International Art Exhibition, Venice, Italy.

TIMELY TOPICS

Greater Naturalness Developed on Screen

Many important strides have been made in the past year the results of which will be greater naturalness of speech, more delicate and subtle expression, greater dramatic values, more mellower and far clearer music. Recent developments include recording and reproducing equipment which achieves greater skill in music, a new three-color process, which surpasses the old two-color process, new camera supports which permit more liberty and action on the part of actors, improved lighting effects and new film emotions which permit photography under hitherto impossible conditions with startling effects never before achieved. These developments will very soon bring a new order of movies to the screen which will have the illusion of real, "flesh" entertainment.

-Dr. A. N. Goldsmith, President, S.M.P.E.

CALLS SURPRISE OUTSTANDING ELEMENT IN ENTERTAINMENT

SURPRISE, especially in the case of musical numbers and spectacular dancing numbers, is one of the most important elements in entertainment on the screen. Audiences get more sophisticated each day and become harder to surprise, so we want to guess ahead of them all the time. This has been true for years. I remember when I was producing vaudeville acts in New York, long before pictures were the ascendant, how we used to work for this surprise element in every act. Vaudeville is perfect training for screen work. On the vaudeville stage everything had to be concentrated into the minimum amount of time. And this is the same principle—making every foot of film count, that makes a successful picture.

—Harry Rapf.

THE DAILY

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry: those celebrating their birthdays:

Oct. 23

Sam E. Morris
Harry Scott
Lilyan Tashman
Harry Cohn
Fred Dane
Sally O'Neil
Barrymore to Do Hamlet in Hollywood Bowl

Supported by a cast recruited from the Hollywood ranks, John Barrymore plans to produce and direct for the first time his own version of Shakespeare's "Hamlet," and every hint has already been shipped here from the east and date of the presentation will be set as soon as the star completes "Long Lost Father," which he is making at RKO.

featuring. Harry J. Edwards is directing.

Gloria Sheen and Sam Adams were added this week to the cast of Jack Osterman's two-reel musical feature entitled "Um-Pa," for Columbia release.

Tandy Mackenzie, opera singer who recently arrived in Los Angeles, is singing a leading role in "PAGLACE," has succumbed to motion pictures and signed a contract to enact the street singer in "Girl Without A Room," which Charles R. Rogers is producing for Paramount.

Charles Farrell, Charles Ruggles and Marguerite Churchill featured under Ralph Murphy's direction.

Ethel Hill, who in collaboration with Dov Scharvy was responsible for the production of Columbia's "Fury of the Jungle," shortly to be released, has been assigned to the adaptation of "The Most Precious Thing in Life," to his Ingham's McCall Magazine story.

Tullo Carminati, who is appearing opposite Constance Bennett in "Moulin Rouge," ran away from his old home in Dalmitia, relinquished his right to an old and honored title, and was disinterested by his family, because he wanted to be an actor. By 1921 he became so important in the European theater that Eleonora Duse sent for him. He became her leading man and the managing director of her company.

By the way, Carminati came to America in 1936, under contract to Joseph Schenck, and it is a coincidence that the man who introduced Tulio to silent pictures is also in producing his original pictures with Darryl Zanuck.

Our Passing Show: Two explorers—Paul Hoefer and Captain F. E. Kleinschmidt—chatting at RKO: Sam Taylor motoring to the United Artists studio.

Jules White, known for his work on "M-G-M" sport subjects, will direct "Goofy Movies," which will include a newsreel, short subject, cartoon and feature all in one reel. Pete Smith will supply humorous expository remarks. "Ruth Selwyn has been signed for a featured role, as a female lockpicker.

Mitchell Leichter, who is handling a novelty short subject, leaves Saturday for New York and expects to return there about Oct. 30.

Hobart Cavanaugh, who attracted much attention by his work in "I Cover the Waterfront," and is now a Warner contract player, is working on "Kings of Passion.

Earl Oxford, New York actor, who is a protege of Ed Wynn, has been given a long term contract by M-G-M. He made his screen debut in a singing role in "The Cat and the Fiddle." He is represented by Ralph Farnum.

Lon Young comments that to successfully direct short comedies, one does not necessarily have to be crazy—but that it surely helps. He played Harry Edwards in the old Andy Clyde comedies, as an example. Edwards celebrated his wedding anniversary by sending a telegram to his wife, but he sent it to the wrong address.

Ralph Bellamy will be Katherine Hepburn's hero in "Trigger," being directed by John Cromwell at RKO.

Fox has bought "One More Spring," novel by Robert Nathan, now in its tenth printing.

The first two players, besides Al Jolson, to definitely assigned to Warner Bros.' "The Wonderful Bar," are Ricardo Cortez and Dick Powell. William Pawley has been signed for Fox's "Jimmy and Sally." Gertrude Michael has been chosen by Paramount for a leading role in "Death Takes a Holiday." She will support Fredric March, Evelyn Venable and Sir Guy Standing under the direction of Stuart Walker.

Claude King has been signed for a featured role supporting John Barrymore in RKO's "Long Lost Father."

Tohy King and Kathleen Burke, long Paramount contract players, have been added to the cast of "Chrysallis," with Fredric March, Miriam Hopkins, George Raft and Helen Muck are featured.

Philip Reed, Broadway actor recently featured in "Tom Sawyer," has been signed by Warners, has been selected for the juvenile lead in "King of Fashions." William Powell and Bette Davis are starring in this picture, with Frank McHugh, Dorothy Burgess and Henry O'Neill featured.

Wallis Clark, Edwin Maxwell and Regional Barlow are appearing prominently in "Fog" at Columbia.

Rickey Newell, one of the six beauties picked by Euben Berkey, director, to return to Hollywood with him for screen careers, began here in earnest the day after her arrival, when she was given special part in "The Great Gatsby," running on the Paramount lot in Burbank.

Wilson Collison will prepare the final screen play of "Blonde Poison" for RKO Radio Pictures. The original story is by Donald Henderson Clarke.

Wilma Pogany, noted artist, has been signed by John A. Curtis, general manager, Salient Pictures, to design the sets for "Mating Time" now being filmed at Mack Sennett studios with Jeanette Loff and B. Alexander in the leads. Pogany currently is doing a portrait of Carl Chaplin.

In order to expedite production the Cornell Woolrich story, "Ma Hattan Love Song," Noosogram is assigned Leonard Fields and Dan Silverstein to the script as "writer-director team." The picture will be produced by "Gay are Mate." Fields will get screen credit for direction, while both will credit for the screen play.

"The Witch of Wall Street," original story by Dudley Nichols, and Larrain Marti dealing with a woman operator's financial tale, has been purchased by M-G-M as a May release, while it will be a Lucie Hubbard production.

Matt McHugh has been added to the cast of "Hi, Nellie." Warner picture starring Paul Muni. Robert Barra, Donald Meek and Hobart Cavanaugh also are in it.

As a result of the success which he scored in his first picture, "I, Prizelighter and the Lady," M-G-M will appear in "The Hollywood Party," M-G-M announces. Mrs. Carlisle is another addition to the all-star cast of the new musical.

Ruby Keeler may appear with Jolson in "The Wonder Bar.

Harry Pollard has been signed M-G-M to direct "Five Days," a Eric Hatch novel on the product schedule for the current season.


Bancroft as Diamond Jim

George Bancroft will be starred in Charles F. Kemper's upcoming production entitled "The World's Greatest Sponger." The story of Diamond Jim Brady is being adapted for the screen by Arthur Caesar from an original written by Michael L. Simmons.
SHORT SUBJECTS

"Hollywood on Parade"  (No. B-8)
(remount) 11 mins.

Good Fun Stuff

Held together by a cop wandering out and getting in various confrontations with the stars, this Louis Wyn subject presents an array of stars in a manner that is both amusing and entertaining. Among those shown are Jean Harlow, Ed Ryan, Marie Dressler, Jack Dempsey, Max Baer, Jack Pearl and Arlie, all at a premiere with Pete nod officiating; Mae Marsh and kids, Wynne Gibson, Helen Kane, Polly Moran, William Gar-

dle, Wheeler and Woolsey, Ran-

neg Scott, Fuzzy Knight and others.

One Awful Night

By Eugene Pallette, Walter Catlett and Remount 19 mins.

Wild Comedy

No nightmare could be wilder than this conglomeration. Pallette and Catlett are a team of comic private detectives who lose their jobs and wander around until they land in an old mansion of the haunted type. What happens to them there is in the gamut from stolen jewels to gorillas, and it just doesn't jell.

The March of Champions

(Grantland Rice Sportlight)  (remount) 10 mins.

O.K.

Flashbacks of various champs in prime. Includes glimpses of O'Grady, Tunney, Tilden, Weiss- taler, Babe Ruth, Helen Miller, Rudolph Ederle, Tommy Hitchcock, Ray Jones, "Red" Grange, Ty Cobb, Rockne's Four Horsemen, and others.

Laurel and Hardy in

"Midnight Patrol"  E.M.

Laugh Riot

Another riot of laughs from the comedians, who this time appear as a couple of cops in a patrol car. Opener is a wow, with a call ing in that a thief is stealing tires off their own car. They get and remonstrate with him mild, and, later, they get a call that there is a robbery at a certain address. They get arguing about the address; and finally they come to a realization that the owner of the address is the thief, and they swear him to the police station to learn that they have skid out and arrested the police as they pass by. A riot in any showman's house.

Gable in Columbia Film

"West Cost Buc," THE FILM DAILY

Hollywood—Clark Gable has been ob-

served by Columbia cameramen to say the leading role in "Night Bus."" Script by "Memories" of Manhattanwritten by Samuel Hopkins Adams.

SHORT SHOTS from EASTERI STUDIOS

By CHAS. ALICOATE

SHOOTING will start in about a week on the new short subject in which Helen Morgan will star for Educational. It’s called "Manhattan Lullaby," dramatizing a new narrative song by James Hanley.

J. H. Davidson, speech instructor of Brooklyn College and director of the Universities Dramatic Society, in the evenings, was a visitor at the Brooklyn Vitaphone studio the other day. Davidson was greatly impressed by the way in which Florence put her 35 chorus girls through their paces for the enormous volume "Around the Clock," starring Norman Texas.

Additions to the cast of "Mr. Adam," Educational’s first Star Comedy Special, include Paul Ever- son, Winifred Law, Lydia Kane, Harry Miller, Walter Fenner, Harry Short and Jean Lacey. Ernest Truex is playing the role of Andy, with Frances Halliday in the feminine lead. Al Christie is personally direct- ing the production at the Eastern Service Studio at Astoria.

Edgar Bergen, ventriloquist, has been invited to make his second short for Vitaphone at the Brooklyn studio, it is announced by Sid Skol, production head at the film plant. He will appear in a one-reel "Pepper Pot" novelty, to be directed by Joseph Halpern, in which Paul Dolph Singer of the studio scenario staff, are preparing a script under the supervision of Herman Ruby.

T. K. Glennon, president of the Eastern Service Studio, accompanied by Mrs. Glennon, will bag-and-baggage it to Bermuda on Wednesday for a two-weeks’ vacation.

Production on the short starring Ernest Truex, supported by Francis Halliday, and being directed by Al Christie for Educational release will be completed today at the Eastern Service studio in Astoria. Fred Schell is assisting on the direction and doing the camera work, with Bill Steiner and George Weber doing the camera work. Joe Kane is in charge of sound.

Raymond Klune, production manager on the Educational shorts being made at the Eastern Service studio in Astoria, is seriously ill at his home.

Music and dialogue on "Tenpin," the second of the Mark Helling "Broadways of the World" series, will be recorded today at the Eastern Service studio in the Bronx by Royer Hershky, who is writing and directing the series for Round- land-Brice Productions.

NEWS of the DAY

Chicago—The Terminal, B. & K. neighborhood house, is now sponsoring three changes of program a week. Complete stage shows are presented at each Sunday performance and one on Friday.

Chicago—The Academy, at Halsted near Madison, is closed to undergo remodeling and redecorating. It will reopen shortly under management of N. H. Barger.

Mobile, Ala. — The Majestic at Crichton has been reopened by Locke Bolen and Claus McCravy.

Birmingham—The first two days of the run of "I’m No Angel" at the Alabama played to more than 16,000 persons, according to Rollin K. Stonebrook, manager. This sets a new record for the house.

Boston—The mother of Bert Hen- son, manager of the RKO Boston, died last week in Oregon.

Boston—National Screen Service has opened new offices at 36 Melrose Street.

Martins Ferry, O.—Extensive improve- ments are being made to the Ferray.

Mansfield, O.—George Gillian, for years manager of the Stillman in Cleveland, has resigned to become assistant to Fred Clary, former Al- len theater manager in the same city, who will be manager of the Coliseum ballrom here.

In preparation

THE PRESIDENT SERIES

TWELVE 2 REEL FEATURETTES

Ulysses S. Grant
John Adams
Thomas Jefferson
James Monroe
Andrew Jackson
Andrew Johnson

Theodore Roosevelt
James A. Garfield
Grover Cleveland
William A. McKinley
Woodrow Wilson
Warren G. Harding

Hal-Lyons, Incorporated
INTERNATIONAL STUDIOS
4376 SUNSET DRIVE
HOLLYWOOD, CALIFORNIA
Laemmle, Jr., Against Too Many Stars

Hollywood—Present and past multi-star productions are not favored by Carl Laemmle, Jr. He says too many stars are bad for the film industry. Placing reliance in the drawing power of a personality tends to sacrifice the intrinsic quality of the entire production and one of the favorable signs of the times is that story quality has improved to the extent that much of it is able to get over independently of a big name," Laemmle, Jr., points out.

Managerial Realignment

Is Effected by Essaness

(Continued from Page 1)

the Essaness circuit's 23 houses. The Southern in Oak Park is under the management of Sam Dart. Other new managerial appointments include: Ardmore Theater, Robert Michaels, formerly at the Southern; Buckingham, Harry Hatfield; Byrd, Elmer Immeman, formerly at the Crawford; Broadway Strand, Edward Silversman; Elmer Amis, formerly at the Byrd; American, Sam Harris, formerly at the Buckingham; Crawford, Harry Granville; Oak Park, Byrd, W'way Strand; Keystone, M. H. Ko-valc; Irving, Max Sachs, formerly at Keystone; Orpheum, Marlow Conners, formerly at Tower.

Conquest Alliance Adds

European Radio Stations

Under new arrangement with Union Radio, Madrid, Conquest Alliance has added six European stations to the list of radio stations exclusively represented by them. Key station of Union Madrid is KAJ 7, Madrid, with affiliated stations in Barcelona, Valencia, Seville, San Sebastian, and Santa Cruz.

Five more American advertisers have just signed with Conquest Alliance for the use of radio to push their export sales. They are Packard, Ray- ley Motors, Kolynos Toothpaste, Bourjois, Maravilla Cream Oats and Richard Hudnut.

World Changes' Campaign

Surpasses Previous Stunts

Out to surpass previous elaborate opening campaigns, Charlie Einfeldt's staff at Warners has mapped an exploitation schedule on "The World Changes," opening Wednesday night at the Hollywood, that includes the following highlights:

Teaser campaign, a week in advance; display ads listing 27 players supporting Paul Muni; copper and black theater front; new slogan called a miniature "World of Progress"; letter written to Harry Warner by Hal Wallis in Hollywood and transmitted by television to the lobby of the theater, also the sending of other television messages to the lobby; trap with Chase & Sanborn, with free coffee served in theater during run of the picture; use of two lobby girls, whose name the Warner across the street, with cross-fire spots; aluminum sign atop the Warner resembling a balloon, 75 feet high with a giant street parade of 32 cars; city stunt with an airplane towing four gliders, with large neon sign; and others.

3 Warner Representatives

Depart for Foreign Posts

Three Warner representatives left Saturday for new posts in the foreign distribution field. Ray Price, former foreign accountant with the company, assumes the new position of traveling auditor covering Karl MacDonald's territory of Latin America. Price left for Peru.

Joseph G. Mullien, former Brunswick representative in South America, went to Buenos Aires as general office manager and assistant to M. Buscaeglia, managing director for Argentina.

Clifford E. Almy, formerly branch manager for Warners in Cleveland, Buffalo and Indianapolis, left on a special mission to the Far East, where he will join Joe Hummel and probably be permanently located.

20th Century Line

May Be Boosted To

(Continued from Page 1)

29 before the season is over. Addition of Ronald Colman to the 20th Century roster to star in two pictures a year already means an increase to that extent in line-up, and the policy of the company to go to try for top ticket results is expected to result in the addition of several timely stories to the current group for United Artists.


Jack Holt Release Set

Subscriptions Necessitate Further Code Parleys

MALL-TOWN HOUSES EXEMPT FROM LABOR RULE

Code is Approved by Ark.-Miss.-Tenn. Exhibitors

Out of 20 key situations in which “Footlight Parade” has been released, 17 or 85 per cent have already sent holdover requests to the Warner home offices, and in 75 per cent of the localities attendance is greater despite higher admissions, according to Andy Smith and Grad Sears, sales executives. The three exceptions are Baltimore, where the picture will be moved from Low’s Stanley to the Valencia and Parkway to continue day-and-date; Boston

Further Code Parleys Caused By Suggestions from Indep’ts

Outdoor Showmen Plan African Jungle Film

Chicago—Lew Dufour and Joe Rogers, who have the “Darkest Africa” show at A Century of Progress, plan to produce an African jungle picture after the fair closes. Warren E. Buck, animal man and

Entimate in Character International in Scope Independent in Thought

THE DAILY

New York, Tuesday, October 24, 1933

3 CENTS

W.E. PUBLIX DEALS APPROVED BY DAVIS

Five deals and transfers of Pub-Enterprises holdings were named by Referee Henry K. Davis at a meeting of creditors yesterday. The deals were granted by the Court as part of the plan to redevelop the Riviera and Strand theaters in Knoxville and to form corporations for the purpose of carrying leases on the properties of the Tennessee Enterprises. The pro-

WE PUBLIX DEALS APPROVED BY DAVIS

five deals and transfers of Pub-

President Rules Towns of 2,500 or Less Need Not Adopt Code

By WILLIAM SILBERBERG

FILM DAILY Staff Correspondent

Washington—An executive order for President Roosevelt, issued yesterday exempting all business in towns from 2,500 and under and employing less than five people from compliance with an antitrust code or the President’s Re-employment Agreement, except by purely volun-

CODE IS APPROVED BY INDUSTRIAL BOARD

Washington Bureau of THE FILM DAILY

Washington—The National Recovery Administration’s Independent Theater Owners of New York and Federation of Motion Picture Industry are not participating in the Allied protest mass meeting today

Further Code Parleys Caused By Suggestions from Indep’ts

Outdoor Showmen Plan African Jungle Film

Chicago—Lew Dufour and Joe Rogers, who have the “Darkest Africa” show at A Century of Progress, plan to produce an African jungle picture after the fair closes. Warren E. Buck, animal man and

Chicago Run Record

Chicago—“This Nude World” closes at the Castle in a few days after a run of 16 weeks, a record for this city. Though the house seats only 300, the showing has totaled 10,000 with an estimated attendance of 250,000.

1,200 Pages Of Information—The Coming Daily Year Book.—Adv.

“FOOTLIGHT PARADE” HOLDS OVER 85 P. C.

OUTDOOR SHOWMEN PLAN AFRICAN JUNGLE FILM

Probing Unauthorized Wires to Rosenblatt

Washington Bureau of THE FILM DAILY

Washington—Sol A. Rosenblatt, yesterday said he had received a wire from a party, whose name he did not divulge, stating that names of certain exhibitors in Cleveland and Newark had been used without authorization in telegrams to him. The Department is waiting for affidavits, and if the case warrants it will turn it over to the department of justice.

(Continued on Page 8)

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Duplicating

In the new Laurel-Hardy comedy, “Midnight Patrol,” the action starts with the comedians, as cops in a patrol, getting a radio signal from headquarters that somebody is stealing tires from a car. In “One Awful Night,” Pallette-Catlett comedy, the cops sit up the short, except that the comedians in this case are detectives in stead of cops. Following this piece of business, both ride off in their cars, tires tensed, to an address which they forgot, and both wind up at a big house where the rest of the slapstick occurs.

The Coming 1934 Film Daily Year Book Will Be More Important Than Ever.—Adv.
Brandt Believes Code Will Be Satisfactory

"Before the code is finally approved, Sol Rosenblatt will provide a season ticket for everybody's enjoyment," declared President Harry Brandt of the Independent Theatere Owners of New York yesterday. He based the statement on a conference he had with the Deputy Administrator in Washington last week.

Another exhibitor believes he can get with Rosenblatt yesterday declared no changes in the code will occur to affect double features and spot booking.

No representatives of the I. T. O. will attend the Allied-sponsored meeting in Chicago today. A regular meeting of the region will be scheduled for 1 P.M. today at the Astor.

Former Fox Employees Will Receive First Jobs

Re-employment policy of Fox will be to re-hire former employees to fill any vacancies which occur in the ranks, says an office memo issued by W. C. Michel, executive-vice-president. Stress is placed on the company policy of promoting from within its personnel.

Gervers Exploiting Sea Monster

F. Ralph Gervers, exploitation director formerly with Columbia, has been named director of advertising and publicity for Greater Manta Exhibition Corp., formed to handle the world tour of a huge sea monster called the Greater Manta, which Capt. A. L. Kahn,finally captured last summer off the Jersey coast. The fish is shaped like an airplane, 28 feet wide and weighing 5 tons. The gigant will start in New York about Nov. 15.

Sale of Olympia Notes Upheld

Boston — New England Theaters yesterday was denied a petition to restrain the receiver of the Federal National Bank from selling $155,000 in notes of Olympia Theatres in a ruling by Federal Judge Lowell.

Pecora Group Meeting at M. P. Club

The motion picture division of the Federal Pecora Company is holding a luncheon at the Motion Picture Club at 1 o'clock today. John Pecora is chairman of the committee and Lou Rogers is vice-chairman.

Sack Leaves RKO for Beer

Julius Sack, exploitation and publicity man for one of the RKO theater divisions, has resigned to join the Schenley Distilling Co.
THE DAILY

WE PUBLIX DEALS
APPROVED BY DAVIS

(Continued from Page 1)

The sale of a 25 per cent interest in Arista Amusements, Inc., a subsidiary, to Arthur Lucas and William Jennings, was also announced.

Permission was granted to take lease on the Palace, South Bend, a week-to-week basis, Paramount will operate it as a first-run with Sudenville and pictures. Other situations approved by the referee are the transfer of the public holdings by the State theater, South Bend, to J. Kiser, trustee for Publix-South Bend, Inc., and the release of all property of the former American cinema, the Lakeview, at Lakeland, Fla.

Outdoor Showmen Plan
African Jungle Film
(Continued from Page 1)

Aldinger in Mason City
Mason City, Iowa—Harold Aldinger, formerly with the Publix-the Warner circuit in Sioux City, is the new manager of the Palace here, succeeding Verne Bakerman, resigned.

New Incorporations

City Hall Theater, Inc., Manhattan. The sale of 100 shares, by Morris Anson, Louis Blitzer, Attorney, Morris Anson.


Glenwy Theaters, Inc., Manhattan. Theall productions, 100 shares, Jude Cone, Abraham N. Rothman, Attorney.


Essenies Picture Corp., Manhattan. Theall and film enterprises, 100 shares, Artie Buerger, Joseph Schwarz, Julius Karp, Attorney, Samuel A. Birnbaum.

Subulina Film Corp., New York. Theatrical and motion picture productions, $10,000, A. A. McGue, S. Frank, N. Nemirov.


INDIE SUGGESTIONS
LEAD TO MORE PARLIES

(Continued from Page 1)

signature of assent to the code has been received, Rosenblatt said. Some changes are still being made in the draft.

The Department spent two hours at the White House yesterday, but did not speak to the President. He would not say with whom he spoke or what was discussed.

"Footlight Parade"
Holds Over 85 Per Cent
(Continued from Page 1)

tion, where a big gross is being piled up the first week, and Loew's in Richmond, where the take is reported 25 per cent over the preceding Warner musicals.

Holdovers include the Strand, New York, going in its third week; Roger Sherman, New Haven; Warner, Worcester; Keith's, Cinncinnati; Mary Anderson, Louisville; Lake, Cleveland; Stanley, Pittsburgh; Keith's, Syracuse; Warner, Memphis; Knickerbocker, Nashville; Capitol, Springfield, Mass.; Cameo, Bridgeport; Stamford, Stamford; Strand, Hartford; Metropolitan, Washington; Broadway, Charlotte; Cameo, Bristol, Conn.

Western Penna. M. P. T. O.
Denies Indie Union Tieup
(Continued from Page 1)

Little, president of the independent union. The regular union claims the invasion by the independent group is a move to overthrow the I. A. T. S. E. unit here. Charges against the independent unit will be heard in Harrisburg when hearing is held on its application for a charter in this state.

Milwaukee Union Hearing Oct. 28
Milwaukee—Hearing has been set for Oct. 28 in the circuit court here on a petition by the Independent M. P. O. union for an injunction to restrain the affiliated union from picketing or otherwise molesting houses employing independent union operators.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Oct. 24

Dan J. Smolen
Gilda Gray
Arthur W. Stebbins
Byron Morgan
Faul Benjamin
The Most Glorious

"Man's Castle"

A FRANK BORZAGE Production

with

SPENCER TRACY
LORETTA YOUNG

Glenda Farrell • Arthur Hohl • Walter Connolly
Marjorie Rambeau • Dickie Moore

From the play by Lawrence Hazard
Screen play by Jo Swerling

A Columbia Picture

ANOTHER SCREEN CLASSIC
"'MAN'S CASTLE' IS GREAT"

"A gorgeously told, poignantly human Borzage romance, 'Man's Castle' is closer to 'Seventh Heaven' than anything the director has done since. Loretta Young's Trina stands alone above anything she has ever done. Tracy, Loretta Young and Borzage ought to spell busy box-offices for any showman. Plus a picture that can play on the public's heartstrings as the public likes to have its heartstrings touched, in any age."

Hollywood Reporter

"Deft direction . . . . delightful humor . . . . stirring pathos."

Photoplay Magazine

"A tender beautiful film in the 'Seventh Heaven' mood. Spencer Tracy projects a great heart-warming portrait. Loretta Young gives her best performance to date. Frank Borzage's direction hits the heart. It is a fine production and fine entertainment."

Motion Picture Daily
**A "LITTLE" from HOLLYWOOD "LOTS"**

By RALPH WILK

EDWARD SUTHERLAND has been picked to direct "Fox Movietone Follies of 1934" and shooting will start Nov. 1. Cast includes Janet Gaynor, Lillian Harvey, Warner Baxter, Spencer Tracy, Lew Ayres, Jimmy Dunn, Sally Eilers, Heather Angel, Victor Jory, John Boles, Norman Foster and others.

Irene Dunne's next RKO vehicle will be "Age of Innocence," from the novel by Edith Wharton. Jane Murfin is adapting it.

Victor Fleming, M-G-M director, is on his way to the south seas for a two months' vacation.

Jean Parker has replaced Dorothy Jordan in RKO's "Wild Birds." Miss Jordan withdrew on account of illness.

In addition to the marriage of Joel McCrea and Frances Dee in Rye, N. Y., last Friday evening, Polly Moran and Martin T. Malone were married in Las Vegas, Nev., while Buster Keaton remarried Mae S. Haxley in Ventura, Cal., and reports from Madrid, where Eleanor Boardman and Harry D'Arrast are shooting, state they may be wed shortly.

Tempe Pigott will appear in "Long Lost Father," John Barrymore vehicle for RKO.

Five hundred extras were made happy when they were used in a convention speech in the Laurel and Hardy feature length comedy, "Sons of the Desert," which William A. Seiter is directing.

Ben Holmes, who wrote and directed several Clark and McCullough comedies, will direct Tom Kennedy and Harry Gribbin in an untitled comedy, "Oodor in the Court," was Holmes' last Clark and McCullough subject.

Lewis Gensler is writing the music for "Bells of Idenburg," in which Paramount will co-feature Charles Ruggles, Mary Boland and Lanny Ross. Frank Craven and Agnes Brand Leach are writing the adaptation. In collaboration with Italian Thompson, Gensler photographed the screen play, lyrics and music for "Funny Page." He and Thompson also wrote "Hot and Bothered," a musical comedy, which Morris Green will open at Jackson Heights, Long Island, Oct. 30.

Grace Hale is one of the busiest comedians on the Coast. Her work as the lady reporter in "Bombshell" won her a part in "The Cat and the Fiddle." Before coming to M-G-M, she worked in "Goodbye Love" and several other pictures.

Sam White has been loaned from RKO to Columbia to direct "Keep Your Temper." Following this comedy, he will return to RKO and direct a Ruth Etting subject.

Bonny Blackwood, blond beauty, who played in dramatic stock in the East and in Paramount shorts, is being considered for a long contract by two studios.

**NEWs Of THE DAY**

Lisbon, O.—The Grand, dark several months, will be reopened soon with second-runs.

Wheeling, W. Va.—George Bronson, formerly manager of Warner's Cameraphone in Pittsburgh, is now manager of the Victoria here, also a Warner house.

Osage, Ia.—Sound equipment is being installed in the Colonial by the new lessee, George L. Scheneker. Frank Wewerka, former owner, says he plans to take a vacation after 18 years in the business.

Birmingham—The Cameo, suburban house at Avondale, has closed after being open for several weeks.

Cleveland—Fountain Operating Co., with headquarters at East 21st and Payne Ave., has been chartered to operate theaters by William Weiss, Frances Kates and Alfred Smoliner.

Milwaukee—The Whitehouse, downtown second-run house which has been open shop for eight years, has signed a contract with the union.

Fond du Lac, Wis.—W. L. Ainworth, operator of the Carrick and active in the affairs of the M. P. T. O., has been elected president of the Association of Commerce.

Kenosha, Wis.—Articles of incorporation have been filed by the Gateway theater. Incorporators are E. Peck, J. J. Haggensit and S. Warner. The house was formerly operated by Midwestco.

Delphos, O.—Frank Templin of Kendallville, Indiana, has taken over the Star, and inaugurated a seven day policy with four changes each day.

Carrollton, O.—R. E. Bishop has leased the Virginia to H. K. Rader.

Ottawa, O.—R. E. Wanamaker has leased the Rex and is now operating full time with a straight picture policy.

Campbell, O.—L. J. Fritsch has been named general manager of the Palace Theater Co., now operating the Palace.

Cleveland—Paul Appel has been named manager of the Carter, downtown house owned by the Leftwich-Greenberger circle.

Cleveland—Angelo Vitali, Hippodrome orchestra director, is back from a honeymoon trip to Chicago.

Mc Coy's newspaper story, "The Wonder Bar," for which Al Jolson returned to the First National studios last week, the camera men have begun making a series of special shots of exterior scenes. This will be inserted in the film when it is finished and being edited. Subjects of the preliminary cam work are being kept secret so as not to spoil the finale. The First National hopes to elicit the information from the Coast soon. Actual product of "The Wonder Bar" will begin earning not too far in the future. In addition to Jolson, the cast includes Ricardo Cortez and Bess Powell so far.

"Morocco Nights," fourth in Warners' new series of Technicolor series, is in the hands of the Photof limestone West. The cast includes Fuzzy Knight, George Blackwood, Shirley Rose, Dewey Robinson, Francis McDonald and Fletcher Norton. Walter Winchell and Jack Townling wrote the alogue and screen play. Music and lyrics were authored by Sammy Fain and Irving Kahal, whose most recent hits are included in the song, "Footlight Parade." OLD Heflin created the dance numbers.

Pat O'Brien will play the lead masculine role in "Hell's Belle" which Warners will put into production within the next few weeks.

Feld Makes Indianapolis Shift

Changes in staff of the Indianapolis and Circle have been made by Milton Feld, Art Department head of the Circle has been made manager of the Indiana, succeed Holden Swiger, transferred to Palace. Tom Leond, former manager of the Indiana, comes manager of the Circle.

Vortkamp Appoints Baltimore M

Edward A. Wheeler has been appointed Baltimore branch manager for Vortkamp Co.

**Memories**

Charles Ray, Jean Hersholt and about a half dozen other screen celebrities made the early days met Sunday in Pasadena and were in the presence of celebrities in their early days at Inceville, where they got their start in pictures. The former Los Angeles the which turned out the Kay-Cee pictures, is now the site of a ghost town.
STANDARD RECOGNIZED AUTHORITY

QUOTED:
..at code conferences
..by newspapers
..by lawyers
..by bankers
..by executives
..by the entire industry

Over 1000 pages of informative and statistical data compiled by the Film Daily with the enthusiastic co-operation of every branch of the business.

There is only one Year Book of Motion Pictures and that is published annually by Film Daily. It is comprehensive and complete and is referred to as the Encyclopedia of the motion picture industry.
SMALL-TOWN HOUSES EXEMPT ON LABOR

(Continued from Page 1)

percipe of theaters in the United States was made by R. E. Elchonon, a chief legal counsel, said it would apply to all businesses in a town except those doing an interstate business. This interpretation would then include all theaters in communities of the size and would mean that all code stipulations that applied only to exhibitors, and where distributors or producers were not a part, would then be relieved of all responsibility of conformity to any part of an approved code or the P.R.A.

(Excerpt from the text follows):

"The provisions of the President's reemergement agreement, issued in July, 1933 should not be held to apply to employers engaged only locally in retail trade or in local service industries (not in a business in affecting interstate commerce) who do not employ more than five persons and who are located in towns of less than 2,000 population. Problems which are not in the immediate trade area of a city of larger population, except so far as the employers who have signed the P.R.A. desire to continue to comply with the terms of said agreement after the date of this order and this release of such employers who have here- tself signed the P.R.A. shall be further extended as to release to the same extent all such employees of obligations not voluntarily assumed under the provisions of a code of fair competition approved by the President. Such an exemption is intended to relieve small enter- prises from such obligations which might impose exceptional hardship; but it is expected that all such enterprises will conform to the fullest extent possible with the requirements which would otherwise be obligatory upon them.

It is believed that compliance boards would settle individual cases where doubts arise.

Harold Lloyd Visits Fair
Chicago—Harold Lloyd visited a Central Fair held in his honor in this city, saw the fair in five hours, two hours of which he spent chatting with Buddy Rogers. Most of this time he was watching the passen- gerly of an automobile in the General Motors Building. Lloyd was on his way from New York to the coast.

"Waltz Time" Returning
"Waltz Time," Gaumont-British musical with Evelyn Laye which recently ran at the Little Carnegie Playhouse, will play a second-run engagement at the Fifth Ave. Play- house starting Thursday.

Leo Goes South
Chicago—After being on exhibition at the Fair at here, Leo the M-G-M Lion has left for a tour of Florida and then South America.

What, No Mickey Mouse?
West Coast Bureau of THE FILM DAILY

Hollywood—In its new picture, "Go- ing Hollywood," production of M-G- M, Marion Davies' versatility reaches new heights. She plays four dances—top, soft shoe, eccentric and a waltz—and appears in the role of a girl, a harpist, a house-mama, an extra girl, a film star and a Prince Charming.

I. T. O. MEETS TONIGHT
TO DISCUSS WAGE SCALE

(Continued from Page 1)

cent interview with Harold Brandt, president of the I. T. O., will take place at the L. A. T. S. E. headquarters with object of complying with local requirements.

There is no standard wage scale for operators, stage hands and other classes of employees identified with the road for E. at present. Problems which are certain to inject themselves in the conference include instances where exhibitors have exist- ing contracts with the Allied and Empire unions and the two men in a booth situation.

Special Advance Trailer
FOR "FOOTLIGHT PARADE"

A special advance trailer for "Footlight Parade" entitled "A Day in the Life of Dick Powell," which George Bilson anointed on the coast, has been put out by Warners. It is a one-reeper, gassed up, with Frank Morgan doing the off screen Dialogue. The trailer gets a pug for the Warners musical without being too blatant about it, on the same order as "A Day in the Life of a Chorus Girl," which was put out on "Gold Diggers."
Loew to Operate 17 Houses in Poli-New Eng. Circuit

600 INDIE EXHIBS ASSAULT CODE AT CHICAGO MEET

Schenck, Goldwyn Withdrawal Only from Coast Ass'n

The Parade... as we see it.

—JACK ALICOATE

PRESIDENT ROOSEVELT and his NRA advisors have issued an order exempting all business in towns of 2,500 and less population—less than five people, from complying with industry code provisions. This, apparently, will include the small town theaters and is good, common-sense. To have forced thousands of little fellows, particularly in the South and Southwest, to pay a minimum wage of fifteen dollars for their usherettes, ticketmen and janitors would be to virtually force them to close up shop. Here are plenty of exhibitors who are glad to net weekly profit to themselves of its amount. Especially in these trying times. The small town theater is often the only club around which local civic activities revolve. By keeping open it creates business other lines, and adds, immeasurably, to community spirit. This latest NRA decision is a wise one.

While making the newspaper headlines and creating a great deal of elevator traffic the resignation of Joe Schenck and Samuel Goldwyn from the Association of Motion Picture Producers of Los Angeles comes as no surprise to those who have followed the controversy for the past few months. That trouble was brewing was overshadowed some six months ago when Joe Schenck tendered his resignation to all Hays. This was shortly afterward withdrawn. Peace reigns for a while only to be broken out anew over highly controversial industry code provisions. It is unfortunate if everyone that a break of this importance should occur at this time. It would be funny if this irritating Article S would worse trouble than all the rest of the code combined. And from the present look, well it might.

MIGHT be well for exhibitors who have to keep strictly up-to-the-minute visit regularly the RKO Music Hall for a purpose of seeing how the atmosphere is being changed through an unusual if slightly handled lighting system. Patrons are variety in appointments as well as programs. Changing the appearance of a house is inviting and refreshing. Nowhere do they do this quite as well as at the Music Hall.

Loew Taking Over Operation of Poli-New England Circuit

Para. To Distribute Hopkins, Dowling Film

Paramount has acquired distribution rights to "It's a Wise Wife," produced by Arthur Hopkins and Eddie Dowling at California studio, under title of "The Great Adventure.

The Standard Book of Reference Is The Film Daily Year Book.—Adv't.

$330,777 FOX FILM NET FOR 26 WEEKS

Consolidated net profit of $330,777.61 for the 26-weeks' period ending Sept. 30, was reported by Fox Film Corp. yesterday. The statement indicates that since the reorganization became effective on April 1 last, a surplus of $662,821.16 has been accumulated. Theater operations of Weaco Corp. are not consolidated because of the bankrupctcies of the principal operating subsidiaries of that company. Gross income from sales and rentals was $10,500,000. (Continued on Page 7)

TRUSTEES TO SELL BLOCK OF LOEW'S

John R. Hazel and Thomas Nelson Perkins were appointed trustees in 1931 after the Government had won a court decree ordering the Clayton anti-trust act against the Foxy Theaters Corporation and Fox Film Corporation. Advised Fed. (Continued on Page 7)

Confer with Rosenblatt on Code Labor Clauses

Gabriel L. Hess, Louis Nizer and Pat Casey, chairman of the producers' labor committee, conferred with Deputy Administrator Sol A. Rosenblatt at Washington yesterday concerning studio labor provisions in the code. They may remain in Washington several days. (Continued on Page 6)

Loew will soon take over the operation of the 17 Poli houses in Connecticut and Massachusetts sold last week at auction for $3,101,000, THE FILM DAILY learns. J. Z. Poli will head the new holding company now being formed by Halsey Stuart & Co., which will be known as Poli-New England, Inc., A. C. Blumen—(Continued on Page 6)
Sees Pictures as Bait for Depression-Worried Folks

Pittsburgh—Trinity to motion pictures as a means of soothing depression-worried folks with relaxation was paid by Gov. George White of Ohio at the Pittsburgh Variety Club banquet recently at the William Penn Hotel. He also complimented Ohio exhibitors for their attitude towards enforcement of the 10 per cent admission tax law in that state.

St. Louis Exhibs Defer Action on Film Code

St. Louis — The Motion Picture Theater Owners of St. Louis, Eastern Missouri and Southern Illinois, meeting at the Corinth Hotel yesterday afternoon, voted to have printed copies of the motion picture industry’s code sent to all members for their study, after which another special meeting will be called by Pres. Fred Wehrenberg to take final action on the document.

The gathering was attended by about 150 men and women representing approximately 200 theaters. The decision to postpone final action was reached after considerable discussion of various sections of the code. Some of the exhibitors present yesterday expressed the belief that the code gives too great advantage to large producers at the expense of the exhibitor and independent producer.

Loew Round-World Trip to Require Seven Mos.

Arthur and Dave Loew have completed plans for a round-the-world trip to start from Nov. 15 on the Mariposa bound for Honolulu. The tour will combine business, and for Arthur Loew and his bride, a belated honeymoon tour. The itinerary includes stops in the South Seas, Australia, East Indies, Japan, China, India, the Mediterranean, Europe and England. While in Australia Arthur Loew will inspect the two M-G-M branch offices now being constructed on company-owned land at Melbourne and Sydney and will also operate with the M-G-M clients now building theaters at Calcutta and Bombay. The travelers will return to New York May 23 on the Rex.

Albert Ferby Dead

Buffalo—Albert Ferby, 50 years of age, connected with the Rural Federal Service Company, Inc., a checking company for film exchanges, died recently. He formerly was recreation director in the Parks department. His son, Arnold J., is booker for RKO. He is survived by a widow, one son and a daughter.

Carole Lombard Ill

West Coast Bureau of THE FILM DAILY

Hollywood—Carole Lombard was hospitalized in her bed yesterday following a relapse after an attack of influenza.

Drop Injunction Proceedings

Pittsburgh—M. N. Shapiro, owner of the Grand and manager of the Hazelwood, both in Hazelwood, signed with Loew Co. and Johnson proceedings will be dropped.

$330,777 Fox Film Net for 26 Weeks

(Continued from Page 1)

Sales of films, which amounted to $146,786,360.51, says the report. Other items listed include: operating expenses of exchanges, head office and administration expenses etc., $4,218,585.50; amortization of production costs, $8,171,978.26; carrier in film rentals, $3,260, 471.92.

Strong Comedy Flavor For RKO '33-34 Program

Signing of Polly Moran for two pictures further substantiates the fact that RKO will delve deeply into comedy subjects for its 1933-34 program. The comedienne, augmented by such entertainers as Harlow, Wooley, ZaSu Pitts, El Brendel, Clark & McCullough, Skeets Galbraith, James Gleason, Fort Kelton, Chick Chandler, Helen Broderick and Dorothy Lee.

Warner Releases Set Until Late December


30 Attending Franklin Dinner

About thirty RKO executives and officials of allied companies will attend the dinner being tendered Harold B. Franklin at the Waldorf-Astoria tonight.

Drop Amos 'n Andy Series

Due to the impracticability of keeping the two famous blackface comedians in New York for voice dubbing, the Van Beuren Corp., has abandoned production of the "Amos 'n Andy" combination shorts-short-craft series scheduled for this season's release. They were included in the RKO 1933-34 release schedule.

"Gamby" at Loew's Palace

Maria "Gamby" Gambrelli will headline the stage show at Loew's Paradise starting Friday. She will feature her dance interpretation of Gershwin's "Rhapsody in Blue."

"Kennel Case" for Rialto

Warner's "The Kennel Murder Case" starring William Powell has been booked by Rialto playing the Rialto starting tomorrow night.

FINANCIAL

NEW YORK STOCK MARKET

High Low Close Chg.

Columbia Picts. vct. 21 21 21+ 21

Con. Fo. Ind. ptd. 8 8 8 8 8

East Kodak 75 75 75 21 21 21

Fox Fm. new 13 13 13 13 13 13

Loew's Inc. 10 10 10 10 10 10

Paramount cf. 1 1 1 1 1 1

Pathé Exc. 1 1 1 1 1 1

de A 8 8 8 8 8 8

RKO 1 1 1 1 1 1

Univ. Pict. ptd. 20 20 20 20 20 20

Warner Bros. 6 6 6 6 6 6

NEW YORK CURB MARKET

Techicolor 11 4 11 11 11 11

NEW YORK BOND MARKET

Gen. Th. Eq. 540.6 3% 3% 3% 5% 5%

Paramount cf. 29 29 29 29 29 29

Par. By. 5 5.5 5 5 5 5

Pathé 7 5 7 5 7 5

Warner's 6 6 6 6 6 6

N. PRODUCE EXCHANGE SECURITIES

Par. Pub. 11 11 11 11 11 11

THE INDUSTRY'S DATE BOOK

Today: Monogram franchise-holders’ meeting, Statler Hotel, Cleveland.

Oct. 29-31: Annual convention of South-Eastern Theater Owners Ass'n, Atlanta. Sol A. Rosenblatt to speak.

Oct. 31: Meeting of all Ohio independent exhibitors to form a statewide association in light of admission tax, Decker Hotel, Columbus.

Oct. 31: Meeting of Independent Theater Owners of New York at 1 p.m. at Hotel Astor.

Nov. 2: Hearing on code for music publishing industry; Sol A. Rosenblatt presiding; Chamber of Commerce Building, Washington.
“Ticklish? You’ll scream at Jack Pearl, Jimmy Durante in ‘MEET THE BARON’ (early engagements Baltimore, Memphis, etc., terrific!) —and watch for my new comedy team May Robson and Polly Moran!”

“Shoot the works! Jean Harlow leaps to Top Money Stardom in ‘Bombshell.’” (Plus Lee Tracy!)

“Don’t gamble! The public wants STARS! Dressler, Shearer, Davies, Harlow, Beery, the Barrymores, Helen Hayes, Montgomery—just part of M-G-M’s big family.”

“I’m proud of ‘DINNER AT 8’.”

“I’ve made a picture called ‘ESKIMO’. Another ‘Trader Horn’”!!!

“Receiving congratulations on ‘HOLLYWOOD PARTY’.”

Caught

A FIRST NATIONAL PICTURE. DIRECTED BY MERVYN LEROY, WHO MADE

• WARNER BROS. WILL INTRODUCE THEIR MOST IMPO
• PRODUCTION SINCE "I AM A FUGITIVE" TODAY AT
A SINGLE MOTION PICTURE, THE FURIOUS AMERICAN OF TODAY'S NEW WORLD! . . . . . .

From the mother who gives birth to her son on the dust of a Dakota prairie to the fighting conqueror of millionaires... From the divine love of a farm girl to the dollars that bought the body and soul of a platinum debutante... From good to bad — from old to new — from West to East — from Heaven to hell ... this glorious story charges to the climax of all screen drama!

PAUL MUNI

"THE WORLD CHANGES"

5 Women......
One gave him life and turned his face toward the sun... The others killed his soul and left him broken among his dreams!

ALINE MACMAHON, MARY ASTOR, MARGARET LINDSAY, PATRICIA ELLIS, JEAN MUIR, AND 20 OTHERS
LOEW WILL OPERATE
POLI–N. E. CIRCUIT

(Continued from Page 1)
thal and N. L. Nathanson are also interested in the deal. Following the formation of the new company and determination of operating details, Loew will take over operations, including bookings.

Admission Scales Rise
Due for Washington

(Continued from Page 1)
will either raise prices or abolish special admissions.
Some downtown houses have done likewise. Some downtown theaters are charging 15c matinee and 25c evening, others 25c afternoon and 35c evening, and suburban houses 25c and 25c. In Wenatchee the Evergreen State houses, the Liberty and the Riviera raised the prices to 25c for the day and the other houses to 35c. Several exhibitors in smaller towns to the west of the Cascades mountains, principally around Seattle and Tacoma, have been trying out raising admissions on individual pictures as a feeder for a general advance.

Para. to Distribute
Hopkins, Dowling Film

(Continued from Page 1)
ture.” Lillie Gish and Roland Young are featured in the picture, which Hopkins co-directed with William DeMille.

More Space for Para. Tests
Paramount is understood planning to obtain larger space in the East for the making of tests. Oscar Serlin and Eddie Blatt are in charge of this work, now centered at the company’s new research laboratory.

“U” Picture for Roxy
Universal’s “Love, Honor and Oh. Baby!” starring Slim Summerville and ZaSu Pitts has been booked for the original Roxy for the week starting Friday.

Films Only At Philly Stanley
Philadelphia — The Stanley will drop stage shows and go back to a straight picture policy starting with the extended engagement of “Footlight Parade” which opens there Friday.

Making Commercial Air Film
Chicago — Progress Film Co. is making a sound film for American Airways. Arthur Berthelet, formerly of Essanay Studios, is directing.

“Buy Now,” Urges Chaplin
Hollywood—Charlie Chaplin added his voice to the “Buy Now” chorus in a national radio broadcast recently when he urged the country at large to support the NRA. Said the comedian: “There are a few chiselers whose selfish motives hinder the progress of the NRA.”

SCHENCK, GOLDFYN
STILL HAYS MEMBER

(Continued from Page 1)
spite requests to the contrary, a spokesman for the Schenck and Goldwyn interests yesterday indicated that Frank D. Perry, who is a member of the Hays organization, has no intention of withdrawing from the Hays organization and that Goldwyn is not a member of it.

Action of Schenck and Goldwyn was based on strong disagreements with certain provisions of the film industry code which they denounced as “unfair, unfair and un-American. These include a clause penalizing employers for payment of “unsalaried wages” and one requiring the procedure of making contract offers. The Hays association yesterd heard to comment on the Schenck-Goldwyn incident.

Hollywood—Officers of the Motion Picture Producers Association they have not received the resignation of W. M. Schenck, the president, or Samuel Goldwyn. In August Schenck submitted his resignation following the differences with the association, but a committee was appointed to persuade him to continue in the organization unofficially. Members of the association believe Schenck and Goldwyn will not press their resignations and will continue as members.

Robert Schoen, Former
Circuit Operator, Dies

(Continued from Page 1)
his death yesterday at his home, 42 Central Park West. Schoen a few years ago sold his circuit to Fox. He was also associated with Morris Kutinsky in Long Island circuit at one time. In addition to his widow, Dora, a deceased daughter by a previous marriage, Mrs. Gertrude Askin, and two sons, Joseph and Murray.

Returns at RKO House
Elaborate preparations have been completed by officials for the flashing of election returns at all RKO theaters in Greater New York at Westchester on Nov. 7.
**Code Not to be Used As Lever to Change Industry**

*Washington, D.C.*—The film or any other code cannot be used as a lever to completely change the industry, according to the N.R.A. Consumers Advisory Board, now in session to determine where the code will be drafted.

The board, which was appointed by President Roosevelt, is composed of representatives of the Motion Picture Industry and others interested in the industry. The board is expected to meet continuously for two weeks, during which time it will be held in session.

The committee has been given authority to draft the code, and the process of drafting will begin immediately. The code is expected to be in effect by the first of December.

**Proposals Made to Protesting to Federal Government**

Several proposals have been made by the N.R.A. Consumers Advisory Board to the Federal Government, including:

1. A proposal to allow the use of the film code as a lever to change industry practices.
2. A recommendation to establish a national council to supervise the industry and to be responsible for the enforcement of the code.
3. A suggestion to grant the industry the right to employ Strikebreakers.

The proposals are currently under consideration by the Federal Government.

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Facing you on this page is your future star

DOROTHEA WIECK
in Paramount's
"CRADLE SONG"
From the screen play by Marc Connelly, author of "Green Pastures". Directed by Mitchell Leisen

Paramount gave you two major stars during the past year, Mae West and Bing Crosby...... That Paramount is again developing a real star is indicated by these letters from well-known showmen:

*"We agree with you that Dorothea Wieck has tremendous possibilities"
John J. Fried!

"Regarding Dorothea Wieck, I am very enthusiastic about the possibility of her becoming an outstanding personality in our business."Mike Marco

if it's a PARAMOUNT PICTURE, it's the best show in town
Provisions to Work Great Hardships, Exec. Asserts

Provisions of the film code concerning extras will work a great hardship on all short subject producers in greatly increasing the cost of each picture, Earle W. Hammons, president of Educational, told Film Daily yesterday upon his return from the coast.

"Under the provisions, an extra..." (Continued on Page 3)

3-K-O EXECS DINE, PRAISE H. B. FRANKLIN

High compliments were paid Harold B. Franklin at a dinner tendered him by M. H. Aylesworth, J. K. McDonough, Roxy and other major or executive of the various RKO organizations last evening at the Waldorf-Astoria. Franklin, who recently resigned as head of RKO theaters, announced that due to the press of proposals, he has deferred his trip to Europe and may abandon it altogether in order to identify with the code immediately.

New Canadian Record Set By Brit.-Made Releases

Increasing popularity of British pictures in Canada is indicated by the statement that 65 features had been released in the Dominion up to the end of September, as compared to 26 in the previous year.

(Continued on Page 6)

Re: "Duck Soup"

Buffalo—Fredonia, N. Y., population 9,815, is highly indignant because its fair name is used in "Duck Soup," next Marx Brothers' picture, and Mayor H. B. Mickey has told the comic four just that.

"Our advice to you is to change the name of your town. It's hurting our picture!"

Complete Than Ever Before The 1934 Film Daily Year Book. Advt.
Gaumont to Release
31 More Features
(Continued from Page 1)

Photophone Expands Sales Staff by Five Additions
Photophone High Fidelity business has necessitated the appointment of five additional salesmen. H. M. Messiter has been assigned to Connecticut and southern New York. R. J. Hilpert, Houston, Texas, territory; A. C. Winters to northeastern Pennsylvania and Southwestern New York. Elliott Cooling to Washington, D. C., and Philadelphia. M. S. England to Atlanta, and Egbert E. Anderson to the Denver territory.

B. Opening Branches
In Cairo, Alexandria
London (By Cable)—Sam E. Morris, in charge of Warner Bros., foreign distribution, announces opening of a branch at Cairo to serve Egypt, Syria, Palestine, Persia and Irak. Opening of an office at Alexandria and other cities in that territory is planned.

Sues Over Hitler Picture
West Coast Bureau of THE FILM DAILY
Hollywood — Seeking $1,022,000 damages, Al Rosen, producer, and the Harry Ochs Company has filed an action against the Association of M. P. Producers and Will H. Hays in which he alleges the organization ordered him to cease production of a picture based on the life of Adolf Hitler. Picture was entitled "The Mad Dog of Europe."

Wage Scale Meet Tomorrow
Wage scale proposal of the I. A. T. S. E. and the Independent Theatres Owners of New York will be presented at a second conference scheduled for tomorrow night at 8:30 at a T. S. E. headquarters. Preliminary matters in connection with the scale were discussed at a meeting late Tuesday night.

Complete Ad Picture
The advertising department of the RCA Victor Co. has just completed production of a three-reel picture entitled "His Master's Voice—The Story of a Radio Industry. Prints of the picture are being made available to RCA Victor dealers and distributors in both the standard 35 mm. and the popular 16 mm. sizes.

New Sound for Warren Houses
Four houses of the Harris Warner Circuit of Pittsburgh have arranged for immediate installation of complete new Photophone High Fidelity sound equipment. They are the Warren, Warren, O.; the Harris, Jeannette, Pa., the Family, East Liberty, and the Avenue.

Ochs Leases Adelphi
Lee A. Ochs has leased the Adelphi, 2,409 Broadway, for 21 years under a deal closed with John J. Dillon, Operating Manager, who is known as the Yorktown Theater Corporation, which has been dark for some time has been under lease to the Tri Amusement Corp.
EES CODE RAISING
COST OF SHORTS

(Continued from Page 1)

receiving $70.50 a day, who is given no spoken words ‘Good morning, sir,’ immediately becomes a ‘bit player’ and must be paid $25 compensation,” said Hammond.

“Feature producers will not feel an increase in costs due to this case but short subject producers are always dependent upon extras fill-in a few words of dialogue,” said Hammond.

‘The cost of interviews with exes, and the forced employment of men, casting officials for women and children, and men for men, all to pile up additional costs which will be added to the normal average of the past if short subject producers expect to remain in business.”

Abramson Anti-Trust Suit Trial Scheduled for Dec. 4

(Continued from Page 1)

user, five years ago against 11 companies associated with the Hays Organization and the Film Boards of Trade, is now scheduled for trial Dec. 4 in the U. S. District Court, New York. The petitioner is represented by David Podell and Harry Fordell and Schallman. Max D. Teeter is counsel for the defendants. Abramson said yesterday that he will subpoena about 75 witnesses including Will H. Hays, heads of various involved companies, Abram Avery, Sidney E. Samuelson, Leo Brecher and Col. H. A. Cole.

Reading Detroit Short

Detroit—Shamrock Pictures Corp., announces that its first release, The Fighting Priest,” a short, is ready for distribution. B. C. Raso, president of Shamrock, stated that the picture is the about the Rev. Charles E. Coughlin, the famous Detroit radio priest.

Donahue & Coe Move

Donahue & Coe, Inc., advertising agency, has leased for a term of three years the entire 21st floor of the Paramount Building. They will also occupy early in November a floor of the Metropolitan Building.

Coming and Going

GEORGE ARLISS leaves New York today for Hollywood to begin his starring contract with Twentieth Century, after an extended vacation in England.

HARRY CONN leaves New York late this week on his return to the Coast.

WALLACE FORD has arrived in New York from Hollywood.

RUBY KEELER leaves New York today en route to the Coast.

NICHOLAS M. SCHENCK arrived at the Coast at night from New York.

COMMITTEE TO HANDLE ALLIED CODE PROTEST

(Continued from Page 1)

ments: James C. Ritter, Sidney E. Samuelson, W. A. Stelles, Aaron Sapirstein and Moe B. Horwitz.

Myers was empowered to expand the committee personnel at his discretion. Arrangements were made for financing the immediate work of the committee and for coordinating the efforts of associations involved in the project. Exhibitors in territories not represented at the meeting will be acquainted with its results.

A statement issued said, in part: "As a result of the highly successful meeting the exhibitor leaders in attendance feel that they have received not only a vote of confidence from the exhibitor leaders but a mandate to renew with increased aggressiveness their efforts in behalf of the exhibitors.”

No Shutdown is Scheduled At Fox Studio This Year

(Continued from Page 1)

with George White’s Scandals,” the Erik Charell musical, and several special dramatic features set to start in January and February. Production on the 1933-34 program is expected to continue into April when the new season line-up will be put immediately into work.

"Hell on Earth" on Percentage

Aeolian Pictures’ "Hell on Earth" will be sold throughout the country on a strict percentage basis, according to a statement issued yesterday by H. William Pileson, representing the corporation. Bookings in the metropolitan district will be handled by General Pictures Exchange headed by Charles Meyers, formerly of Columbia. Irving Shapiro, recently with RKO, will head a staff of several exploitation men now being sent out on roadshow engagements. Mollie B. Steinberg will have charge of the New York presentations.

Complete Industrial Film

General Ad-Film Co. has completed "Through Conocelad," for the Continental Oil Co, Ponca City, Okla.
A Chinese dagger was the murder weapon . . . but whose hand held it when Archer Coe met his death? Was it the same hand that fired a bullet into his dead body?

In the First Installment:

When Philo Vance and John P.-X. Markham (district attorney of New York County) went to Archer Coe's brownstone house in West Seventy-first Street to investigate the "suicide" of Archer Coe, it was to find the dead man still sitting in an armchair beside the desk in his bedroom, with a revolver clutched in his right hand and the door firmly bolted on the inside. Markham had been notified of the finding of the body by Raymond Wrede, an intimate friend of the Coe family, who did not think Coe would have shot himself.

Sergeant Heath and Detective Hennessey burst open the heavy door, and a closer examination of the body revealed that though the dead man was clad in a dressing gown, on his feet were heavy street shoes. Doctor Doremus, the coroner, discovered that Coe had been stabbed before he was shot in the right temple. He had also received a blow on the head from a blunt instrument. But the windows of the room were all locked, and there was no other means of entering it.

While Vance tried to reconcile these apparently irreconcilable facts, Gamble, the Coe butler, interrupted him to announce he had found a wounded dog in the entrance hall. The dog proved to be a small brindled Scottish terrier—a good breed, as Vance instantly recognized. There was a clotted wound over her left eye, and the eye itself was swollen shut. Vance took the dog to a veterinary in the neighborhood, hoping to discover the reason for her presence in the house at that time.

On the night of the murder, Vance discovered, only Coe himself had had dinner at home. Hilda Lake, Coe's niece, had been at the country club and had not come back until after one; Mr. Grassi, an Italian collector of ceramics and a guest of Coe's (a noted collector himself), had gone out in the afternoon and had not returned until very late; Brisbane Coe, Archer's brother, had left on the five-thirty train for Chicago.

There were only two other servants besides Gamble—Miss Lake's personal maid and the Chinese cook, both of whom had left the house before dinner and returned about midnight. It seemed clear that none of these could have been on the ground at the time of the murder, but suddenly Vance startled everyone by stating that Brisbane Coe had undoubtedly been in the house that night because the ivory-headed cane which Gamble had said he carried when he left for the station was hanging over the back of a chair in the entrance hall.

The Missing Man
(Thursday, October 11; 11:45 A.M.)

Vance's announcement that the ivory-headed stick which Brisbane Coe had taken with him when he set out for Chicago was at that moment hanging over a chair in the front hall, threw a pall of vague horror over all of us. I was watching Gamble, and again I saw the pupils of his eyes dilate. Unsteadily he rose, and bracing himself with one hand on the back of his chair, glared at Vance like a man who...
had seen a malignant specter.

“You—are sure you saw the stick, sir?” he stammered.

“I didn’t see it. And Mr. Brisbane never hangs his stick over the hall chair. He always puts it in the umbrella stand. Maybe someone else—"

“Don’t be hysterical, Gamble,” Vance interrupted curtly. “Who but Mr. Brisbane himself would bring that precious stick back to the house and hang it over a chair in the hall?”

“But Mr. Vance, sir,” the man persisted in an awed tone, “he once reprimanded me for hanging it over a chair—he said that it might fall and get broken. Why, sir, should he hang it over the chair?”

“Less noisy, perhaps, than chucking it into a brass umbrella holder.”

Markham was leaning over the desk scowling at Vance. “What do you mean by that?” he demanded. Vance lifted his eyes slowly. “I opine, my dear Markham,” he said, “that brother Brisbane didn’t want anyone to hear him when he returned here last night.”

“And why do you ‘opine’ any such thing?” Markham’s irritation was bordering on anger.

“There may have been sinister business afoot,” Vance
VITAPHONE-ERPI SUIT ARGUED IN DEL. COURT

NEW CANADIAN RECORD SET

By Brit.-Made Releases

Short Shots from Eastern Studios

RKO Executives Dine, Praise Harold B. Franklin

Wolf Buys Theater Interest

Lowell Hits Black Booking

NRA REORGANIZATION ENFORCEMENT SET-UP

Another Record for Mae

"I'm No Angel," Mae West picture, is the fifth Paramount for three consecutive weeks at the Roxy Film Center, 90th St. and 7th Ave. The previous Mae Western, "She Done Him Wrong," ran there for three weeks but not continuously.

Beau Brummel, the great dandy of the 18th century, spends a week at the Hotel Thomas in the old city. He is accompanied by his favorite bear, a pet he has had for many years. Brummel is said to be in poor health, and his friends hope he will soon leave for Europe.

John Doe, a well-known actor, is arrested for murder. The victim was a young girl who had been seen with him several times in the neighborhood. Doe claims self-defense, saying that the girl had threatened him with a knife.

The case is transferred to the higher court, where it is heard by Judge Smith. After a lengthy trial, the jury finds Doe guilty and sentences him to life imprisonment. Doe's lawyer appeals the verdict, but the higher court upholds the decision.

A new bill is introduced in Congress to provide relief for farmers suffering from crop failures. The bill proposes a system of government subsidies to help farmers during hard times.

The bill is debated for several weeks and eventually passes both houses of Congress. It is signed into law by the president, and the federal government begins providing financial assistance to farmers in need.

Barrett Macdonald, who is also credited with the story, are Rex Webster, Margret Podale, Donovan Sisters, Lovey Sisters, Charles Laun- der, and Frank Ziegler. Ziegler is in charge of the camera work.

Morgan and Mack, under contract to Educational Pictures and who will start work on their series of two-reel shorts at the Eastern Service studio in Astoria, got air tonight for Old Gold on a coast-to-coast hook-up. On account of their success in the Fledgling hour recently they were signed on a four-weeks’ contract for Old Gold...

New Canadian Record Set

By Brit.-Made Releases

Short Shots from Eastern Studios

RKO Executives Dine, Praise Harold B. Franklin

Wolf Buys Theater Interest

Lowell Hits Black Booking

NRA REORGANIZATION ENFORCEMENT SET-UP

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**A LITTLE FROM “LOTS”**

By RALPH WILK

**HOLLYWOOD**

DIRECTOR Josef von Sternberg has cast several important parts in Marlene Dietrich's new picture for Paramount entitled “Scarlet Pageant,” John Lodge will be the leading man. Others who take part in this story about the Em-press Catherine of Russia are Kent Taylor, Louise Dresser, Olive Tell, Marie Wells and Ruthela Stevens. Manuel Komroff, author of "Coro-net," wrote the story of "Scarlet Pageant."

Ruth Chaterton's next picture will be "Journal of Crime," a dra-matic story written by Jacques Deval, famous French playwright. The picture will be directed by G. W. Pabst, European director who recently arrived in Hollywood.

* * *

Raymond Paige and his orchestra will not be in the cast of "Joe Palooka," the new Reliance production which Harry M. Goetz and Edward Small are making for United Artists release. Word from the Coast today is to the effect that Gus Arnheim and his orchestra, originally slated for the job, will probably go into the picture.

**Detroit House Opens**

Detroit—The new May Fair, two-thousand seat house, has opened. Louise K. Kegel, former manager of the Kegel, is the Pacifica-tal Theater, in charge. House is operated by McAvoys Theaters, Inc., of which John W. McAvoys is presi-dent. Formerly the Detroit Civic Theater, this is the first time the house has been devoted to pictures. A Nora Lyman's plan is being used, which will involve seven to seven act bills and first run pictures for the opening weeks. It is expected house will follow under a subsequent run policy, how-ever.

**Union in New Quarters**

The National Theatrical Feder-ation, Inc, chartered in 1925, whose membership is made up of the boroughs, is located in the Bush Ter-minal Building, 130 West 42nd Street.

* * *

and "Mystery of the Dead Police," written by Robert Montgomery, Elizabeth Al- lan. The six tentative titles are "Vio-leta Woman's Stair," "To the Victor," "Garden of Allah" and "Prisoner of Zenda."

**Cleveland—**Plans for making pic-tures with definite exploitation angles were proposed by President W. W. Fancher, executive director of Motion Picture Ex-ploitation Division of the Na-tional Association of Franchise Holders here yester-day. Treg Carr, production head of the company, spoke of studio plans. The session will conclude to-day.

**"Phony" Code Protest To Be Investigated**

(Continued from Page 1)

against the film industry code, which was pointed out in an address by Alden B. Rouse, head of Paramount, the studio. The code operates through theWarner Bros., are reading "Fee- male" their latest with Ruth Chat-erton. The studio plans "The Show of a Lifetime" as the first of a series of picture for the female casts. The project will be worked on by a few favora-ble of the writing of the code.

"Female" for N. Y. Strand

WARNER BROS. are preparing to use the name of "Female," which has been under consideration for several years. The studio plans "The Show of a Lifetime" as the first of a series of picture for the female casts. The project will be worked on by a few favora-ble of the writing of the code.

"SWEETHEART OF SIGMA CHI" with Mary Carlisle, Buster Crabbe, Charles Starrett, Florence Lake and Ted Rio-Rito Orchestra

Monogram

77 mins.

ENTERTAINING COLLEGE STORY THAT IS BETTER THAN AVERAGE ON PRODUCTION VALUES.

Not strictly a musical, but rather a typical college yarn with a theme and musical interludes. Production nevertheless has a number of special exploitation angles to bring in the business, and in addition it tops the regular run of independent production by a good mar-gin in the matter of production values. For story motivation there is a girl, Mary Carlisle, who specializes in collecting frat pins and makes a bet that she can get the one worn by a rather serious athlete, Buster Crabbe. Buster runs after her on the street, and the campus is in a state of panic. The plot goes on from there. The musical numbers are tuneful.

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MARX BROTHERS in Paramount’s “DUCK SOUP” Directed by LEO McCAREY

CAUGHT WITH HIS PANTS SHORT! Paramount’s battle of “Duck Soup.”

Like Napoleon at Waterloo, Groucho fails to protect his rear, and loses his seat as Dictator of Freedonia.
Jack Warner Hits Goldwyn, Schenck on Salaries

NO MAJOR CHANGES AS CODE GOES TO ROOSEVELT
Blames Industry Ills to Market, Over-Capitalization

Nothing Much
... about laughter and such
— By JACK ALICOTA

We sometimes wonder how this old picture biz would get along without at least one (Continued page 6)

Goldwyn Says Troubles
Not Due to High
Player Salaries

Los Angeles — The film industry's troubles are principally due to stock market manipulations and over-capitalization, not high salaries paid to players, declared Samuel Goldwyn yesterday in assailing the motion picture code. The producer emphasized that the code is not the relief he has been asking for (Continued Page 6)

Williams Re-Elected
Omaha MPTO President

Omaha — Charles E. Williams has been re-elected president of the M. P. T. O. of Nebraska and Iowa. Ten of his 15 directors have been replaced. Discussion of the code has been temporarily postponed pending presentation of the subject by Calvin Bard, who participated in the recent Washington conferences.

“U” Approves Code;
Ready to Sign Pact

In accord with the film industry code, Universal is ready to sign the document, R. H. Cochran said yesterday. This makes the company one of the first, if not the first, to sign the code. (Continued on Page 6)

Adolph Zukor to Testify
Today on P-P Salaries

Adolph Zukor will take the stand today at a hearing of Paramount Publix creditors before the referee Henry K. Davis, his appearance is at the request of Saul E. Rogers, counsel for a group of bondholders who also requested the appearance of John Hertz. Rogers will question Zukor regarding the 1929 sale.

Jack Warner Takes Issue
With Executives on Salaries

Delay in Code Decision
Due to Exhibit Opposition

St. Louis — Substantial opposition to the industry code has caused deferring of decision of the M. P. T. O. of St. Louis, Eastern Mo., and Southern Ill. In the matter until a special meeting to be called. (Continued on Page 6)

You Will Surely Find It In The Coming 1934 Film Daily Year Book. — Adv.
Sees Revival of Demand
for Amer. Films Abroad

Blaming propaganda in German pictures for injuring their popularity in Central Europe, this section is now showing a keener appetite for American product because of its increasing tendency to use stories of international appeal. Declared Edwin Miles Fadman, president of Film Red Star Co., this section is arrived at Paris. Up to four months ago German-made films virtually controlled Central Europe, he said yesterday, owing to international-type stories used.

Fadman plans to remain in New York four weeks during which time he will investigate the American market from the standpoint of French importations.

Edwina Booth Sues

Edwina Booth, who appeared in M-G-M's "Trader Horn," is suing that company in the Supreme Court, New York, for $1,000,000 damages for injuries alleged to be caused during the filming of the picture in Africa. Miss Booth charges that she was permanently injured and incapacitated from further work when her feet and legs were cut by sharp weeds and that she was forced to lay unclothed on the deck of a steamer in order to obtain the proper tan required for the characterization.

RKO Signs Helen Broderick

Helen Broderick, a comedy favorite of the New York stage, has been signed to a four-picture contract with RKO Radio Pictures. Her initial assignment will probably be a featured role in "Success Story," which is said to go into production about the middle of November under the supervision of H. N. Swanson.

Plan N. Y. House

Plans were filed yesterday with the Manhattan Department of Buildings for the erection of a movie-lecture theater at Broadway and 67th St. The project involves an estimated expenditure of $22,000 and will replace a four-story building. The theater will seat 550.

Henry Scherrer Buried

St. Louis-Funeral services were held here yesterday for Henry J. Scherrer, motion picture theater owner, who died Oct. 23 at the Jewish Hospital. He was 61 years old.

English Actress Dead

London—Lillian Hall-Davis, motion picture actress, was found dead yesterday at her home near Golden's Green.

English Succeeds Hall

As RKO Personnel Head

W. B. English of the RKO Theaters accounting department, has been appointed successor to Robert Hall who resigned yesterday as personnel director for the circuit. Hall's appointment to the post followed news of the resignation of her father, early in July by Hershell Stuart, general manager of the circuit.

Reviewed 1,417 Films

Birmingham—Annual report of Mrs. Neil R. Wallace, city amusement inspector, shows she reviewed 1,417 pictures in the last year, this number including features and shorts. Three pictures screened at a private showing were banned. In addition to this she wrote and sent out 4,000 bulletins to the Better Hinge Council, comprising women's organizations.

Set "Thunder" Roadshows

First roadshow of "Thunder Over Mexico" is set to open at the Little theater, Newark, Saturday. Picture which Principal is handling when a run Oct. 31 at the 55th Playhouse. Hall's arrival in New York at the New, and at the President, Los Angeles, Nov. 8. Bookings have also been arranged for the Rivoli, Detroit, and the Europa, Philadelphia.

Veteran Texas Exhibited

Fort Worth—M. Stanley Smith, oldest retired theater manager of Fort Worth, Tex., died recently. He operated several theaters here for a number of years and before his retirement was manager of a theater at Love Field, Dallas.

Financial Dept. Personnel Set

Paramount department heads were yesterday notified of the official personnel line-up of the financial department. The list which was signed by Adolph Zukor places W. B. Cokell in supervision with Frank Meyer as purchasing agent, Fred Mohrhardt, auditor, E. A. Brown, cashier, and J. P. McLaughlin, office manager.

Acquire Williamson Film

J. H. Hoffberg Co., Inc., has acquired "Williamson's Beneath the Sea," for handling through the firm's exchanges in Argentina, Uruguay and Paraguay, which are in charge of Jack Lustberg. A Spanish version is being prepared in Spain.

Brown Publicizing Six

Boston—Harry Brown, Jr., has been appointed publicity director for the Warren Reel Co. at the Washington Square, Olympia, and Scollay Square which are in the M. & P.-Publicitix Circuit, Washington.

Morris at Washington

Washington—Walter Morris, former manager of the Warner in Charleston, N.C., has been appointed manager of Warner's Metropolis here, succeeding V. C. Tompkins, now on leave of absence.
THRILL DRAMA RIPS LID OFF SNATCH RACKET

- Alert FOX manpower first with smash hit showing aroused public's finish fight with kidnap gangs...front-paged by every American newspaper!

- Amazing inside angles on dastardly methods of ransom racketeers...based on actual kidnap cases!

- Timely drama that hits home...and box office!

- Absorbing thrills guarantee sure-fire preferred-time clean-up for any man's house!

EVERY NEWSPAPER IS A HERALD FOR YOUR SHOW

THE MAD GAME

SPENCER TRACY
CLAIRE TREVOR
RALPH MORGAN

Directed by Irving Cummings
NAMES
in Short
NO COMPANY EVER IN ONE SEASON'S

ANDY CLYDE
HELEN MORGAN
TOM PATRICOLA
TOM HOWARD

Two Reels
STAR COMEDY SPECIALS
MUSICAL COMEDIES
ANDY CLYDE COMEDIES
MORAN & MACK COMEDIES
CORONET COMEDIES
FROLICS OF YOUTH
TOM HOWARD COMEDIES
MERMAID COMEDIES

Distributed in U.S.A. by F.
Picked from the top ranks of the big hit names of radio, stage and screen... for your box-office... a brilliant array of names, never equalled in a program of comedy short features... splendid fulfillment of E. W. Hammons' promise of a line of comedies you can exploit with pride and profit.

Features!

Offered you more comedies... One Reel

Terry-Toons

Baby Burlesks

Song Hit Stories

The Treasure Chest

As a Dog Thinks

Romantic Journeys

Battle For Life

Stoopnagle and Budd  Moran and Mack

Milton Berle  Lillian Roth

Olive Borden  Bob Hope

Harry Langdon  Charles Judels

Taylor Holmes  Junior Coghlan
NO MAJOR CHANGES IN COMPLETED CODE

(Continued from Page 1)
understood to have been effected are only minor in character, merely altering phraseology. The group of major company executives met at the Mayflower Hotel last night and discussed the draft.

Members were: Will H. Hays, Harry and Jack Warner, J. Robert Rubin, Col. E. A. Schiller, Gabriel L. Hess and Louis Nizer. They kept in telephonic communication with other major company executives for consultation purposes.

"U" Approves Code: Ready to Sign Pact

(Continued from Page 1)
to affix its signature to the code, thus making it a member of the producer group which helped draft the code at the recent Washington meetings.

Make Tax Returns

Seattle — Washington exhibitors have made first tax returns of one and one-half per cent on the gross for August and September business, required by a Business Law Tax which became effective August 1 last. The law, passed by the last legislature to bolster up depleted public school funds and upheld by the superior court, assesses a tax ranging from 3 mills to 5 cents on the dollar on nearly all lines of business.

Players in 'Cradle Song' Rewarded

Although "Cradle Song" is not yet completed, Paramount has reserved four weeks for the work in the picture. Dorothy Wieck, the star; Kent Taylor, the leading man and Gall Patrick, who played an important role, have been signed to new contracts while Louise Dresser has been given a part in the picture. "Cradle Song" is the picture in which a number of newcomers will make their first appearances. The studio also plans to make a feature length picture of "Cradle Song." The film is to be produced by Samuel Goldwyn.

Boston Run Arranged

Boston — Warner Bros.' special, "The World Changes," starring Paul Muni, has been booked into the Boston Metropolitan for a pre-release engagement starting Nov. 3. The picture is scheduled for regular release Nov. 25.

COMING AND GOING

MORRIS LEIGHTEN arrived in New York yesterday from the coast and registered at the Astor.

WILL H. HAYS, HARRY WARNER, JACK WARNER, J. ROBERT RUBIN have gone to Washington.

COL. E. A. SCHILLER has left New York on a trip to Washington, Richmond and Norfolk.

EDWIN MILES PADMAN has arrived in New York from Paris.

MARKET TO BLAME FOR INDUSTRY ILLS

(Continued from Page 1)
that the Hays organization is no familiar with production condition and that the proposed plan for salary regulation will throttle incentive.

Joseph M. Schenck, president of United Artists, indicated he will resign from the Hays association, if necessary. Both he and Goldwyn recently resigned from the Association of M. P. Producers, coast branch of the M. P. D. A.

Delay in Code Decision

Due to Exhib Opposition

(Continued from Page 1)
by President Fred Wehrenberg within the next few weeks. Each member will have an opportunity to study the third revised draft before the session takes place.

"Small benefits" derived by exhibitors under the code are more than offset by the big advantage granted organized labor and the larger producers and distributors according to the element objecting to the draft. Wehrenberg, who took part in the Washington conference concerned with code-drafting, counters by the statement that under existing circumstances, the code is the best obtainable. Answering attacks by independent distributors he declares that the kind of pictures delivered by some independent concerns are a detriment to the business and theater owners would be better off if they received blank films. Furthermore, Wehrenberg charges, whenever an independent company gets a string of pictures, he is offered to one of the major organizations for distribution.

Pearl and Valleé at Capitol

Jack Pearl in M-G-M's "Move the Baron" and Rudy Valleé in person who in "The Wandering Jew," Jafa's Jewish picture in which Jacob Ben-Ami is starred, will remain at the RKO Cameo indefinitely.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Oct. 27

Jack Cohn

George Middleton

Nathan Selan
**ACK WARNER HITS EXCISES ON SALARIES**

(Continued from Page 1)

**SHORT SHOTS from EASTERN STUDIOS**

By CHAS. ALICOAITE

**COME TO DINNER** has been set as the definite title of Vitaphone's burlesque of "Dinner at Eight." The short had been tentatively named "Dinner I Hate." The script has been completed by Eddie Moran and A. Dorian Otros. The screen play calls for the use of 14 sets in the production of the short.

Al Christie will start the cameras rolling today on a new Tom Howard comedy being produced by W. K. D. Productions, headed by T. X. Webster, for Educational release. Harry Short has been signed for a strong comedy supporting role. George Skelton will act, usual, play "straight" to Howard. Christie is now laying up the rest of the cast which he will personally direct.

Molly O'Day has been engaged by Al Christie to play opposite Howard in a new two-reeler that will be started today at the Eastern Service Studios.

Ben Blue is going to make a third short for Vitaphone. The comedian has been re-signed by Sam Sax on the basis of the excellent work done by him in two previous films at the Brooklyn studios, Glen Lambert and Jack Henley, of Herman Robb's studio script staff, are preparing the screen story. Ralph Staub will direct.

Dick Willis, makeup man at the Brooklyn Vitaphone studios, has had his hands full the last few weeks making up applicants for the burlesque of "Dinner at Eight." Double as the suitability of actors or actresses for "doubles" make it necessary for Dick to make up to the most trouble has been encountered in finding a "doubles" for Jean Harlow.

Sam Marino, chairman of the breakfast dinner and dance sponsored by the Brooklyn Vitaphone studio's Warner Club, announces more than 200 ticket sales with the affair a month away. Sam is busy rounding up talent for the event and has secured promises from Charlie Judels and Ben Blue to be there. Mill Cohen is cooperating with Marino in putting the affair over.

Ed Bagley, still cameraman at Vitaphone's Brooklyn studios and candidate for alderman on the Fusion ticket in Queens, is throwing a big party in Astoria in his club rooms. The affair will be on the eve of the election at the Edward O. Bagley Association.

Phil Spitalny, radio, stage and night club favorite, started his first short for Vitaphone, a "Melody Masters" at the Brooklyn film studios. Joseph Henney is directing. The cast includes Spitalny's own group of entertainers, which is made up of musical actors, a soloist, and a violinist, Paul King, singer, is also in the cast.

Location shots on the Norma Terris three-reeler, "Around the Clock," took the Brooklyn Vitaphone crew to the house of Brooklyn. Sequences were made in the neighborhood of A. & S. department store, where thousands of shoppers literally mobbed the crew.

Vitaphone Vitamix: Ray Foster and his camera crew spent a day in the Italian quarter of town getting atmosphere shots for the Spitalny short... Foster celebrated his tenth wedding anniversary last week... You can usually find Jack Henley on the set thinking up gags while a short is in production... Sam Sax is taking up ping-pong and is learning rapidly... Lee Stewart is also becoming a devotee of the indoor sport...

Ben Jackson, production supervisor and general manager for the Eddie Dowling, Inc., has started preparatory work on the second of the series of features, being produced by that company from stage plays, with production scheduled to get under way within the next 30 days at the Eastern Service studio in Astoria.

Adolph Zukor To Testify Today on P-P Salaries (Continued from Page 1)

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Adolph Zukor To Testify Today on P-P Salaries

(Continued from Page 1)

adversaries and bonuses of all Paramount officials and he will possibly en- deavor to inquire into the Columbia Broadcasting deal. The question of whether there was a surplus available when Paramount re-purchased 49,000 shares of Columbia stock has been one of the high points in pre- vious testimony when Ralph Kohn testified. Some name in the stand is the extent that Samuel Zinn, counsel for a group of stockholders, will be permitted to question Zukor.

Monogram Exchanges Okay New Costs Plan

(Continued from Page 1)

company's attitude on the film in- dustry code was assigned to its executive committee for determina- tion. Johnston and Carr leave Cleveland today for New York where they will continue their pro- duction discussions.

Rickey Newell on Coast

Rickey Newell, who has worked in various Eastern-made pictures and Broadway shows, is now on the Warner players' roster at the Coast under contract.
By RALPH WILK

GEORGE STEVENS, the director, Dick Smith and Gene Yarbor-ough, are preparing a "Blondes and Redheads," a story which Stevens will direct at RKO.

No additional touches were needed for "Duck Soup," the recently previewed Marx Brothers' picture, which was written by Harry Ruby and Bert Kalmar. The only additional dialogue was supplied by Arthur Sheekman and Nat Perrin, M. C. Levee, representative of Kalmar and Ruby, has a fine contract for a New York production awaiting their signatures, as soon as they finish their story for Joe E. Brown.

The Boswell Sisters have been added to the cast of "Moulin Rouge," in which Sidney Lanfield is directing. O'Hara, a 20th Century Pictures for release through United Artists.

Darryl Zanuck intends to make "The House of Rothschild," first George Arliss vehicle for United Artists, a picture of two-and-a-half days. Script of the picture has been completed.

Francis Lederer will be the guest of honor at a patriotic dinner of the Masaryk Society of Los Angeles which will be given Saturday evening, commemorating the 15th anniversary of the independence of Czechoslovakia.

Robert Young has been added to the cast of RKO's "Trigger," in which Katharine Hepburn will be starred.

William Cagney, recently signed to a long term contract by RKO, has been cast in the important role of Buck in "Once Over Lightly," which will feature ZaSu Pitts, Pert Kelton and El Brendel.

Two comedians, Neely Edwards and Bobby Watson, were this week added to the cast of "Roamin' Through the Roses," the second of Columbia's series of musical comedy short features. Arthur Jarret will play the feature role. It will be brought to the screen by Archie Gottler, with Zion Myers, head of Columbia's short subject productions, supervising.

Culminating a search of months for a boy to play the featured role in Frank Borzage's next production, now carrying the working title, Hepburn to Do Play

Enter The Extra

West Coast Bureau of THE FILM DAILY

Hollywood—"Extra" and "bit-players" will hereafter be admitted to membership in the Screen Actors Guild. The move was made after heated debate over the merits of the issue in the battle against salary control. Ken Thompson, secretary, stated yesterday that in the future those now called "bit-players" will be classified as extras.

Del Rio, Joan Bennett and Ricardo Cortez joined the guild yesterday.

"No Cannons Roar," Columbia today announced the signing of George Breakston, virtually an unknown, for the principal character in this Ferene Molnar novel. He is the son of Bernard and Jacqueline Duval Breakston. The father is a professional writer of radio material, while his mother is a designer of hats employed in the hat department at Columbia Studios.

Production has been started at the Warner Brothers studio on "Not Tonight Josephine," the fifth of a series of two reel Technicolor musical comedies that Vitaphone is releasing on its current program. Included in the featured player cast, are Frank McHugh, Kitty Kelly, Robert Barrat, Florence Roberts and Clarence Nordstrom. Sammy Fain and Irving Kahal, who with the Warner & Dublin team wrote the music and lyrics in "Footlight Parade" composed the special music in "Not Tonight Josephine," which Eddie Cline directed. Screen-play and dialogue were written by Barry Trivers and Edmund Joseph.

M-G-M will make a special subject titled "Goofy Movies" which will include new narrated shorts, cartoon, and a sketch all in one reel. Pete Smith will handle the narration and Ruth Selwyn will be featured. Jules White will direct.

Elissa Landi has been placed under a long term contract by Columbia. Her first vehicle has not as yet been selected.

C. Aubrey Smith, Hal Boyer and Gavin Gordon have been added to the cast which Director Josef von Sternberg is gathering together for "Scarlet Pageant," Marlene Dietrich's next starring picture for Paramount.

Ralph Bellamy has been engaged by Columbia for the leading role in "House of Murder," which will be directed by Albert Rogell.

Film Code Authority

Is Now Reported Set

(Continued from Page 1)


M. E. Comerford, head of the Comerford circuit, was offered a job in the authority by Rosenblatt but declined. Yamin had once been eliminated from the personnel but later re-inserted in its list.

Report Omaha Exhib

Merger Talk Again

Omaha—Merger talk concerning the M. P. T. O. of Nebraska and Iowa and Allied Theater Owners of Nebraska again crept into the local atmosphere yesterday following a meeting of 10 independent exhibitors to hear Calvin Bard report on the Washington collegiate conferences. It was decided to maintain the then-popular exhibitor merger, now reinstituted in connection with the NRA. The meeting unanimously accepted Bard's report.

Lawyer Sees Grave Danger

In Limit on Star Salaries

"Any government attempt to regulate artists' salaries in the film industry is replete with the gravest dangers, and summary and hasty legislation will cause the most dangerous and injurious repercussions the industry has known," says a telegram sent Friday by Abraham T. Cooper, president, Saul Rosenblatt. Berman continues, in part:

Granting that motion pictures are an industry, it is, in any industry which must employ genuine artists in all phases of its multifaceted activities. It is the artists, the star system, if you will, who have made the American motion picture industry international and national in scope. You cannot put a time clock and a book of rules upon these people and succeed. You can attempt the impractical, you can censor pictures, you can permit or refuse to permit pictures to leave or enter a country but you cannot regulate the international appeal which the star system has built up for individual artists and, most important, you cannot prevent these artists from leaving this country to send forth their works from other lands."

Erdman with Consolidated

Ben Erdman, formerly eastern district manager for Exhibitors' Screen Service, is now special sales representative for Consolidated Film Industries, under Ralph Poucher's jurisdiction.

MARLENE DIETRICH'S forth coming production for Paramount, which will go into work next week under direction of Josef von Sternberg will be titled "Catherine The Great." The picture, has been tentatively titled "Scarlet Pageant," Miss Dietrich's eighth year old, daughter, Maria Siebert, will make her screen debut in the picture. Others in the cast include Joe Lodge, playing opposite Miss Die- tram, Sam Jaffe, Kent Taylor, Louie Ballew, and Henri Mess Croswell. He will then be seen the "Fox Movietone Follies of 1934.

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$2,533,250 P-P Rent Claim Hearing Tods

(Continued from Page 1)

to 1972 on lease of the Georgia theater, Atlanta. In last month's suit, the court declared the rent claim amounting to about $500,000.00 to be落在 the retail company and the retail company to be therefore disallowed.

Anti-Standee Ordinance

St. Louis—An anti-standing room ordinance has been introduced in the Board of Aldermen by Alderman Slade. "We have laws," explains the sponsor of a patron who wants to see a Man West picture and is compelled to stand during show with the result said patron complained to the Alderman.

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Zukor Testifies About Paramount Resignations

CODE, SIGNED BY HAYS GROUP, GOES TO JOHNSON

Thompson to Run RKO Houses; Reisman in Foreign Post

Made Aide to McDonough—Blumberg to Help in Theater Operations

Major L. E. Thompson yesterday was appointed assistant to J. R. McDonough, president of RKO theaters, and with the aid of N. J. Blumberg, general manager of theater operations, will be directly responsible for operations of the various RKO theater companies.

At the same time, Phil Reisman resigned his theater operations post to become general foreign sales manager.

KANE TO DIVIDE TIME ON COAST AND ABROAD

Appointment of Robert T. Kane, head of Fox's European production activities, as an international producer, dividing his time between the Paris and Hollywood studios, was announced yesterday.

Kane will leave for Hollywood with George White within two weeks to start the first "George White Scandal." Following this he will launch the first Erik Charell musical.

Two pictures are now being produced.

A. Blumenthal Connected With Dolwin Film Co.

A. Pam Blumenthal, who left film business about two years ago for Wall Street, is understood to be a factor in the development of Eddie Dowling Productions, Inc., which recently purchased the 9,000-seat K.C. Theater in Kansas City—incorporating many features of Radio City, the new auditorium here will have not only a regular theater but also a ballroom on which can be used as a theater seating 9,000.

9,000-seat K.C. Theater

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HAYS GROUP SIGN: JOHNSON GETS CODE

(Continued from Page 1)

not officially indicated, with industry speculation on the subject sharply differing.

"The motion picture code is in a very fluid state," Gen. Johnson said yesterday. He has examined the code several times, he admitted, and due to his dissatisfaction with some provisions, had it back to Rosenblatt for revision.

"In fact, I've seen it five or six times," said Johnson.

Donald Richberg, legal head of the NRA, commented that "the motion picture code is the most complex code I have." He declined to comment on what changes are being made in connection with provisions that do not suit his approval.

Conflicting statements swept into the code picture again yesterday over the salary regulation clauses in the code. Richberg declared that although he has received several opinions to the effect that it is legal, he personally is not satisfied on this score.

Another report from an authoritative source, however, last night said that the code transmitted to Johnson carries the endorsement of all NRA units, including the legal department. If this is accurate, it means that the salary controversy, as an item of revision, incidentally, has been approved from the standpoint of legality.

It appeared that Johnson would require clarification of several points before he transmits the code to the White House.

Will H. Hays, Col. E. A. Schiller, J. Robert Rubin, Gabriel L. Hess and Louis Nizer returned to New York yesterday following their conference in Washington preliminary to signing of the code by the major companies.

None would comment as to the name of the concerns which have affixed their signatures.

There was some speculation in New York last night as to whether or not United Artists was a member of the group which has approved the code.

"I am not prepared to talk about the code," stated Al Lichtman when questioned on the matter.

Corinne Craft to Virginia

Corinne Craft, formerly associated with Maria Gambarelli (Gamby), has returned to Virginia by Pancho & Marco to produce two complete stage units every week, one in Richmond and the other in Norfolk.

Two assistants have been assigned her, one for each town.

21 Wide Ranges in Canada

Canadian contracts for Wide Range sound now total 21, with 16 installations already completed, according to Electrical Research Products.

Scale Cut in Worth Fort Worth, Tex.—Scale at the Hollywood has been cut from 50 cents to 35 cents.

KANE TO DEVIDE TIME ON COAST AND ABROAD

(Continued from Page 1)

dued in France under the supervision of Erich Pommer as part of Kane's activities. They are the French versions of "Liliom," directed by Fritz Lang, and an unmade picture in French starring Henry Garat and Lily Damita. Following these two French productions Kane is preparing to make an elaborate multi-lingual version of "Music In The Air," abroad, to star Lilian Harvey and an American cast.

Archie Mayo Says Public Is Apathetic to Salaries

(Continued from Page 1)

its disapproval by not attending pictures in which salary hikes have been placed above the price of admission. He made the statement in comment on the industry code which includes a clause allowing the code authority to regulate "unreasonable salaries."

Production people are always willing to cooperate with any economic moves which the industry finds necessary, said the director. He pointed to their action in connection with the bank holiday some months ago.

A. Blumenfield Connected With Dowling Film Co.

(Continued from Page 1)

recently made "It's a Wise Wife," with Lilian Gish and Roland Young.

Blumenfield is said to have negotiated the release of the picture by Paramount. At least a dozen other features are being planned in the east by the Dowling firm.

Syracuse Paramount Breaks Record

Syracuse, N. Y. — Mae West in "I'm No Angel," said the Richardson will reopen in about a week. The Orpheum will be taken over and opened by Harry Slesow and Harry Simmons. Latter formerly operated the house. New equipment will be installed in both theaters.

Colorado Springs Price War

Colorado Springs, Colo.—Prices at the Chief were cut from 25 and 50 cents to 20 and 25 cents, which moved the Rialto to cut from 25 and 40 to 25 and 20 cents.

Loew's Aldine Reopens

Pittsburgh — Loew's Aldine reopened yesterday with Mae West in "I'm No Angel."
HOMPPSON, REISMAN | NEW RKO POSTS

(Continued from Page 1)

er of RKO Radio Pictures under E. Depinet, vice-president of that organization. Reisman’s appointment will not affect Ambrose Powell, now in South America on company business. Jules Levy is his successor.

A. E. Reoch continues in charge of real estate for RKO theaters, with Major Thompson and Reoch’s wife, also as general manager of KO Corp.

Buffalo Briefs

Buffalo — Michael Shen has installed vaudeville in addition to his at the Hippodrome, Shea and Holman. Shen and McPaul, back from New York here they closed fall and winter

Gene Lucas, who has been with bilis houses in various cities, is now assisting Herbert Straub, manager at Shea’s Buffalo, Ed E. Weaver, organizer, returns to the academy, New Haven.

The Hippodrome policy here, to Fillmore Palace, has been penned by Herman J. Endres.


Coming and Going

CLIFF EDWARDS, now in New York, returns the Coast next month to work in "Hand,— No Brute" for Charles C. Rogers.


HARRY COHN departs from New York today, by plane, route to the Hotel.

RUBY KEELER is on her way from New York Hollywood, arriving tomorrow night.

OWEN HELLER of the Warner advertising and publicity department leaves today for the Coast stay of several weeks.

BERT PERKINS has gone to Kamso City to start exploitation for the opening of Warner’s "Flight of the Phoenix." The New York on Oct. 23.

RASU KATHINE and KATHARINE COR- nell returned from abroad yesterday on the "Imperial Queen.

CONSTANCE COLLIER sailed yesterday on the "Atlantic for England.

MARCEL MEKELBERG, president of Century in Boston, is in New York.

WILLIAM SCULLY, district manager for G-M, is in Boston.

JOHN CULVER, district manager for Educna- mal, is in Albany.

LEON GRENIN, European impresario, arrives here today at the De Graaf with the Dallet.

ARTHUR W. STEBBS rivals in New York, on the coast on Tuesday.

THE BOYS in the publicity dept over at RKO- Radio are considerably worried over their Honeymooners. Joel McCrea and Frances Dee, who shot the opening of the Pickwick Inn up at Greenwich two days ago and haven’t been heard of since, looks like a perfect setup to start a nationwide hunt through the newspapers — we can check for it that this is no gag conceived in the fertile brain of Rut- gers Nelson for we caved dropppil when he was phoning frantically to the Greenwich honeymoon hotel trying to get some dope for the United Press and he couldn’t learn a thing.

IT'S SEEMS that Paul Benjamin of National Screen was embarrassed by unexpected birthday greetings the other day — due to the fact that he suggested to our birthday editor that Josef Zimanich was having an anniversary on Oct. 24, and the birthday greetings went astray among the greetings — but some gink sent Paul a box of cigars — he gave a hand to Joseph and othl so everything’s Jake.

A STAR show will be staged tonite by the Demo- cratic Theatrical Division of the mayoralty campaign. From the marquee of the Criterion Theater, Mayor O’Brien will head the list of speakers — others will be Frank Prial, candidate for comptroller and Milton Solomon, running for prexy of the Board of Aldermen and about 100 entertain- ers, including two orchestras, will take part — Joseph Gansky is chairman of the theatrical division, with Arnold Van Leer as vice-chairman. The 35th Street Playhouse on Tuesday evening will present Sergei Eisenstein’s "Thunder Over Mexico" as shown at the Rialto with the addition of 5,000 feet of new selections from the remaining 35 miles of film Sergei shot giving a load of the controversial revolu- tionary and propaganda stuff that the Radicals claimed was left out.

ONE OF the most unusual breaks ever accorded anything in the motion picture — handed out by the Cleveland "News" — to M-G-M’s "Traveling Studio" the "News" tied in with Lowel’s Cleveland theaters in a search for local screen talent, and so they opened the campaign on Oct. 11 with a front-page smash, no less — with a layout of Emgeem stars across five columns, and a photograph of the publicity-grabbing Studio Train itself. Then there is a running story that broke over for several columns on the inside publicity and theater gents will understand the real significance of this break in a rather conservative paper like the "News" makes it as if Billy Fugerson’s lil cowboy that started last Jan. 5 — and has been going steadily ever since all over the Youessay — is destined to go on indefinitely — the only film cowboy that has ever touched it for duration was the Emgeem Trackless Train — so Leo the Lion is still King in Exploitation that Endures.

THIS WEEK’s bill at the Radio City Music Hall has two distinguishing units on the stage — "Scenemakers of the World," with music of Schubert, Toselli, and Serrano representing the German, Italian and Spanish respectively, and from Legeria, one of the great coming Manhattan Ser- enade," danced by the Roxettes and sung by the Choral Ensemble — an Eye and Ear Smash, this colorful musical presentation. Then there is the "Rexy" ballet with the dance feature with the ballet corps, Helene Deniz and Nicholas Daks dancing to Tchaikovsky’s exquisite "The Enchanted Lake" — what you call A Bill!

THE LEGIT stage on Broadway is not only coming back, it IS back, as witness more smash shows at the box office the new season than Broadway has seen in years. "As Thousands Cheer," Chappell’s show that are banking twice a day — the old B.O. won’t hold it all — so Hollywood will have more stage adaptations to pick from.

ZUKOR TESTIFIES ON RESIGNATIONS

(Continued from Page 1)

movie receipts and that a second enter- prise might help." Sidney Kent’s resignation in January, 1933, came about as the result of differences be- tween Kent and Sam Katz, who headed the company. "The relationship was so bad and caused so much conflict that we thought it to the best interest of the company to separate with Kent and in so doing preserve the company’s interest," he said. In later questioning, Saul E. Rogers, counsel for a group of bondholder- ers, brought out that Kent was paid $200,000 in settlement of his contract.

The resignation of Sam Katz in Novem- ber, 1932, came about on the ground of objections of Katz to a general decentralization of the companies. Ludwig resigned to enter private practice and John Hertz, a resignation on Jan. 6, 1933, was "because Hertz tried to be contact man between the company in New York and also tried to run our advertising department when we thought he did not have the necessary experience." Zukor testified.

Saul E. Rogers, questioning brought out the details of the formation of the Film Producing Corp., which was owned 100 percent by Paramount-Publix Corp. in which the company turned over 23 negatives on which the company was said to have received money and obtained a renewal on $10,000,000 over-stated, that Hertz, not the Publix, received all the $1,000,00 in cash. Rogers sought admissions from Zukor that Hertz, without any knowl- edge of the film industry, was given control- ling powers, and that Emanucl Cohen was put in charge of all studio activities when his experience had only been as a newsreel and short subject producer and executive. Samuel Zinn, counsel for other bondholders, took over the questioning of Zukor in the afternoon, but after an hour of wrangling with the refence over objections of counsel for the bankrupt, Davis called a halt and adjourned until the morning of Nov. 10, 1933. The presence of John Hertz and Robert T. Swaime on the witness stand Nov. 10 was requested by Rogers, who stated following the hearing that he was seeking for the recovery of certain monies received by the Paramount officers who were brought following the completion of the creditors’ hearings.

Cooper-Publix Reopening One

Pueblo, Colo.—The J. H. Cooper-Publix theaters will reopen the Broadway under the name of the Uptown about Nov. 7. It has 900 seats.
A LITTLE FROM "LOTS"

By RALPH WILK

HOLLYWOOD

ROBERT YOUNG, as leading man opposite Janet Gaynor, and Mona Barrie have been added to Fox’s “House of Connelly,” which goes in work Nov. 1. Henry King will direct.

Harold Arlen and Tex Koehler have been signed to do the musical numbers for “The Love School,” 20th Century pictures.

Rudolph Galante, Juan Torena, Ernest Amos have been signed for “The Cross and the Sword,” a Spanish drama, which Sol E. Wurzels is producing for Fox. These players are represented by Howard Seltzer. Galante, very popular in South America, has won much praise for his work in “Pierino,” for which Louis Brock produced for RKO.

Lyle Talbot, who replaced George Brent in Warner’s “Mandaly,” had to leave for location with a big wound on his forehead as a result of a recent accident. So special lines have been written in the script to cover this reshoot.

Max Steiner, head of the RKO music department, a large 30-piece orchestra, which will do the recording of musical numbers and scoring for all RKO pictures.

Willard Mack has been given a three-year supervisor-director-writer contract by Warner Bros., as a result of Mack’s work in adapting and revising Anna Sten’s first American picture, “Nana.” Dorothy Arzner is directing.

“Roman Scandals,” Eddie Cantor’s fourth annual musical for Samuel Goldwyn, has been completed and will be released within the next six weeks by United Artists. Cantor has gone to the mountains for a vacation. Ruth Etting is now on the RKO stages; David Manners has returned to the Universal lot.

George R. Batcheller, president of Chesterfield, has started production on “Just Off Broadway,” musical, which is being filmed at the Mack Sennett studios under the direction of Richard Thorpe. Joan Marsh and Frank Albertson are in the leading roles. Music is by Albert Von Tilzer.

Frank Strayer, now under contract to Invincible, has been loaned to direct Jose Mojica in the Spanish musical comedy, “Garden of Allah.”

Warner Bros. is going to produce a comic by Gene Markey. The cast will probably be headed by Allen MacHatton, Guy Kibbee, Hugh Herbert and Ruth Donnelly.

Wera Engels, who recently made her debut in this country in ‘The Great Jasper,’ opposite Richard Dix, was signed a few days ago by Columbia for a role feature in “Let’s Fall in Love.”

Jane Murfin is preparing the screen adaptation of “Age of Innocence,” which will be Irene Dunne’s next starring vehicle at RKO.

Monogram Convention Sidelines

TREM CARR, production chief, and Floyd St. John of the Frisco office arrived 24 hours before the rest of the Monogramers to give Cleveland the double o.

Arthur Bromberg was one of the late arrivals and made the trip from Atlanta by plane coming and going.

Herman Riffkin is in Chicago, looking at the World’s Fair. Herman was one of the most elated Monogramers present when the proposal to increase budgets was passed unanimously. He had been campaigning for such a move ever since the company released Oliver Twist.

Harry Thomas was the last Monogran official to reach convention headquarters. Friday he was seen making a careful study of all the memorabilia in Cleveland. Maybe he’s going to inject some gosh-geens in the campaiging for the Monogramer specials.

Jim Alexander and Harry Felberg made the round trip from Pittsburgh by automobile.

Nat Leffon and Jack Jassey put on a benefit finale with the convention big party at the Riviera Club.

Jack Berkowitz of the Buffalo office was all smiles over a looking of the complete Schine circuit for “Sweetheart of Sigma Chi,” and Bill Underwood (Monogram Exchange, Dallas) also on the closing of the Publics-Texas circuit for the same picture.

Arthur Bromberg of Atlanta timed in with an announcement about a similar deal with the Stranger Circuit for the Monogram college musical.

A special screening of “Broken Dreams” brought tears and smiles when it was over. The box office proved,—natural—and was Roy Johnston happy!

Barney Rosenbalt, St. Louis Monogramer, took his leave minus his regular sidekick, Nat Steinberg, who has been unable to attend the confines.

Ray Johnston and Trem Carr were seen in deep discussion just before putting off to the hotel. They seem to be in agreement on their production post-war in New York also. It was an amended announcement, and a new plan for the next season’s schedule.

At the closing session Trem Carr announced that filming had just been completed on the 20th century-fox spectacular film “Manhattan Love Song,” which will be Irene Dunne’s next starring vehicle at RKO.

" DER SOHN DER WIESEN BERG" ("The Son of the White Mountain") German, produced by Josef Lil and directed by Carl Heinz Wolff, with Hans Niese, C. Carlsen, Else Elster, Hertha Thiele, Frieda Pfeiffer, and Carl Klingsberg, in the role of the director. Distributed by Paramount Sentimental mother-and-son drama should appeal to Latin audiences. Diligent actress whose son becomes involved with a group of political prisoners will lead to his release.

"TODA UNA VIDA" ("A Whole Life in Spanish"), Spanish; produced by Parnamont, presented by Adelqui Millar, with Carmen Larrabetz, Felix de Pumes, Isabel Bar, and Orfeo. Distributed by Paramount. Sentimental mother-and-son drama should appeal to Latin audiences. Diligent actress whose son becomes involved with a group of political prisoners will lead to his release.

"FRAN LEHMANNS TOECHTEN" ("Mrs. Lehmann’s Daughters"), in German, produced by Aekeuf, directed by Carl Heinz Wolff, with Hans Niese, C. Carlsen, Else Elster, Hertha Thiele, Frieda Pfeiffer, and Carl Klingsberg in the role of the director. Distributed by Paramount. Sentimental mother-and-son drama should appeal to Latin audiences. Diligent actress whose son becomes involved with a group of political prisoners will lead to his release.
**SHORT SUBJECT REVIEWS**

**“Dutch Guiana”**
*FitzPatrick TravelTalk*  
M-G-M  
9 min.  
**Okay**  
Accompanied by the customarily intelligent offstage talk by James FitzPatrick, this visit to the Dutch Guiana possession in South America is a satisfactory item of its kind. It shows the black inhabitants of Dutch Guiana engaged in their daily pursuits, and, although there is nothing in the way of an outstanding highlight about this particular sojourn, it holds interest.

**Willie Hoppe in “Chalk Up”**  
M-G-M  
9 min.  
**Very Interesting**  
An engrossing presentation of Willie Hoppe, the billiard champ, giving an exhibition of his prowess at billiards and pool. Combined with entertaining running talk by Pete Smith, this is of interest to audiences in general. Hoppe accomplishes some fancy shots, winding up with a six-shooter shot on a table with 40 balls spread around, without touching any but the two intended ironies.

**“Block and Tack”**  
*Sports Series*  
M-G-M  
10 min.  
**Good**  
This is a series of demonstrations of football plays given for the benefit of a group of coaches from various colleges. With the aid of slow motion, plus descriptive dialogue by Pete Smith, who manages to inject his usual quota of humor into the situations, the subject is thoroughly entertaining as well as instructive.

**Krazy Kat in “Out of the Ether”**  
Columbia  
7 min.  
**Dandy Cartoon**  
One of the best of the animated cartoons to come out of the Charles B. Mintz shops. Opens with a hospital operation and continues with a sequence of grotesque features of noted air entertainers, all done in aneppy and tuneeful style.

**Lillian Bond in “Her Splendid Folly”**  
Progressive  
63 min.  
**LIVELY NUMBER FOR THE SMALLER HOUSES IN DRAMA OF STUDIO LIFE THIS FALL**  
A very presentable number for any independent producer to turn out. It is inspired with plenty of production values, gives a good cast, and the script is filled with lively incident and twists that keeps the interest going. Lillian Bond gets a break as a double for a Hollywood star to do the dangerous stunts. In an accident on the way to location, the star is injured and sent to the hospital, so Lillian has to go in as star. Later the real star dies, and the sub must take the other's name and identity in private life in order to be safe.

**Paul Muni in “The World Changes”**  
First National  
90 min.  
**PAUL MUNI SCORES IN EPISODIC DRAMA DEPICTING FOUR GENERATIONS OF AN AMERICAN FAMILY**  
This is essentially an actor's holiday, with Paul Muni featured in four generations of a pioneering family of the early to mid-20th century. And the way it is put together, the script is delightful. So, on to the third and fourth generations, with the Wall Street crash, and the family fortune wiped out with all sorts of tragedies and the moral that getting away from the ruins has ruined a fine old pioneering family. Back to the soil in the family homestead in Dakota goes the young son of the fourth generation to cinch the thought. Alme MacMahon plays the great-grandfather and the wife, who is such, but fine in the early sequences as the pioneering young wife. Muni on the whole lives up to his distinguished performance in a difficult role.

**Cast:** Paul Muni, Mary Astor, Alme MacMahon, Donald Cook, Alan Dinehart, Gay Snyder, and Jesse O'Shea.

**Directed by:** Mervyn LeRoy; **Author:** Sheridan Gibney; **Adaptor:** Edward Chodorov; **Dialogue:** Edward Chodorov; **Editor:** William Hamilton; **Camera:** John Dykstra; **Camera Direction:** Very good. Photography: Excellent.
THEATER CHANGES REPORTED BY FILM BOARDS OF TRADE

ALABAMA
Re-Openings
CAMDEN—Mansfield, MONROEVILLE—Frazier.

ARIZONA
New Theater
ROBERTSDALE—Highland.

ARIZONA
Re-Openings
CASA GRANDE—Temp. State.

ARKANSAS
Changes in Ownership
STAMPS—Brown's, transferred to Miss Addy, shown by Jackson Roberts.

NEW THEATERS
Van Buren—Rex; Little Rock—Arts; Searcy—Taylor (formerly Grand); DES ARC—Dixie; POCOHANTAS—Caraway.

Oklahoma THEATER DAILY
Saturday, Oct. 28, 1933

CLOSINGS
J. F. Osten; EDMONTON—Ontario
Miss Rose R. Fords—Newark.
T. J. Symmes—Wm. Chas.

PAINTING
Ponytail Comedy, transferred to Porthouse Realty Co. by W. Barnes.

BODIES
Ponchatoula—Luling; Breaux Bridge—Conrad; Denham Springs—Leslie.

CLOSINGS
Oak Grove—Idaho.

MAINE
(For the Winter)


MASSACHUSETTS
Changes in Ownership
SALISBURY—New, transferred to H. S. Myers by D. Phillips.

CLOSINGS
Cape Ann—Orpheum, transferred to L. M. Bax by A. Nawrocki.

OREGON
Middleboro—Middleboro. Dorches-

ter—Franklin Park, N. Arlington.
New York—Capitol, QUINCY—Lincoln.

SIO—Boston—S. RAND.

MICHIGAN
Changes in Ownership
DETROIT—Furman's, transferred to Joseph Oscheksky by Jack Dunlop; Hubbell trans-
dered to John M. Herman.

BANGOR—Recent, transferred to John M. Schwartz.

NEWARK—Transferred to J. Kras, by Wm. Naper.

N. MICHIGAN
Transferred to Jack Kraus.

Baltimore—Avon (formerly Hamilton), Rex.

MASSACHUSETTS
Changes in Ownership
ORLEANS—Orpheum, transferred to L. M. Bax by A. Nawrocki.

CLOSINGS
DORCHESTER—By T. J. Loprant, to T. C. Dailey.

ORLEANS—Orpheum, transferred to L. M. Bax by A. Nawrocki.

NEW YORK
Changes in Ownership
HILLSIDE—Mayfair, 1490 broad St.


DORCHESTER—By T. J. Loprant, to T. C. Dailey.

BRIDGEPORT—New Life, Canal St.

RE-OPENINGS
BRIDGEPORT—New Life, Canal St.

CHICAGO—New, transferred to John H. Smith, 200 North Michigan Ave.

CLOSINGS
CHICAGO—New, transferred to John H. Smith, 200 North Michigan Ave.

INDIANA
Changes in Ownership
BUTLER—Transferred to Nellie Riker Bro. by J. F. Roush.

GREENE—Sheridan.

INDIANA
CLOSINGS
BUTLER—Transferred to Nellie Riker Bro. by J. F. Roush.

GREENE—Sheridan.

KENTUCKY
Changes in Ownership
New Cuts, transferred to Virginia Mayfield, transferred to John H. Smith, 200 North Michigan Ave.

LAWRENCE—Transferred to T. C. Dailey.

MISSOURI
Changes in Ownership
ST. LOUIS—Barnes, transferred to Louis Asseil by St. Louis Amusement Co.; Foster, transferred to Charles Goldstein, World (Road shows).

MIDLAND
Changes in Ownership
FLORIDA—N. Atlantic, transferred to R. F. Dietz, by W. Smith.

FORT WORTH—Rivoli, transferred to Carleson.

NEW JERSEY
Changes in Ownership
HILLSIDE—Mayfair, 1490 broad St.


NEW JERSEY
Changes in Ownership
HILLSIDE—Mayfair, 1490 broad St.


NEW JERSEY
Changes in Ownership
HILLSIDE—Mayfair, 1490 broad St.


NEW JERSEY
Changes in Ownership
HILLSIDE—Mayfair, 1490 broad St.


NEW YORK
Changes in Ownership
HILLSIDE—Mayfair, 1490 broad St.


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THEATER CHANGES REPORTED BY FILM BOARDS OF TRADE

TRENTON Ave., transferred to Monterey Theatre, Inc., by R. E. King.

BROWNsville—Pittsburgh Pott, Allambee.

OPENINGS

ANNVILLE—Ashton, BERWYN—Berwyn, DILLBORG—Dillborg, LANCASTER—Oneida; BENNINGTON—Lemp, ERIE—Erie; MANOR—Manor; MOORESTOWN—Moorestown; ROCKWOOD—Rockwood; SOUTH—South; PHILADELPHIA—Capitol; Eastern; Keith's;茴旧; and Belasco; Giralda.

RHODE ISLAND

CLOSINGS

BROAD STREET—Empire.

PROVIDENCE—Columbia.

SOUTH CAROLINA


ANDERSON—Lyric. EDGEFIELD—Empire.

SOUTH DAKOTA

Changes in Ownership

EDGEMONT—Ritz, transferred to M. J. Hart by A. H. Hinesley, DESMET—Ritz, transferred to C. E. Christians by Eli & Holladay.

OPENINGS


TENNESSEE

Changes in Ownership

GROVETOWN—Capitol, transferred to R. T. F. Frank by Ely & Whitney. GRAND—Wolfe City, transferred to Grady & Bliss by Earl & Co. WOLFE CITY—Palace, transferred to Grady & Bliss by Earl & Co. ARTISTS—transferred to L. M. Davis, GROBES—Palace, transferred to F. P. Smith, FRANKSTON—Palace, transferred to A. S. Johnson, SULPHUR—Palace, transferred to T. A. Morgan.

NEW THEATERS


OPENINGS


NEW THEATERS

WELTON—Newark. VIRGINIA

Changes in Ownership

BUENA VISTA—Kittleson, transferred to Liberty Theater Corp. HOPEWELL—Beacon, transferred to George Sibley from Joe Riddle, transferred to Harris Amusement Co. by Western Penna. Amusement Co., New Palace, transferred to Bailey & Marlow, Jamestown, transferred to Bailey & Marlow, and James town, to W. E. Morris.

CLOSINGS


WASHINGTON

Changes in Ownership

SPOKANE—Zimmer, transferred to Lindsay & Happy by J. A. Clark. STATE—State, transferred to Evergreen State Amusement, transferred to Paul Wolman by Joe Blatscheke. OAKLAND—transferred to Paul Wolman by Joe Blatscheke. PHILADELPHIA—Walnut. COLUMBUS—Strand. BREEZEWATER—Strand.

CLOSINGS

BROWNSVILLE—E. Flint, PITTSBURG—Pitt, Allambee.

OPENINGS

ANNVILLE—Ashton, BERWYN—Berwyn, DILLBORG—Dillborg, LANCASTER—Oneida; BENNINGTON—Lemp, ERIE—Erie; MANOR—Manor; MOORESTOWN—Moorestown; ROCKWOOD—Rockwood; SOUTH—South; PHILADELPHIA—Capitol; Eastern; Keith's;茴旧; and Belasco; Giralda.

RHODE ISLAND

CLOSINGS

BROAD STREET—Empire.

PROVIDENCE—Columbia.

SOUTH CAROLINA


ANDERSON—Lyric. EDGEFIELD—Empire.

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NEW THEATERS


OPENINGS

EXTREMELY
FINE GRAIN

... THAT, of course, is the first essential in any film that is to serve satisfactorily for projection background shots. Eastman Background Negative has this prime requisite ... plus adequate speed ... plus excellent processing characteristics. In short, it is being demonstrated every day that this new Eastman film is ideally adapted to its important special purpose. Eastman Kodak Company. (J. E. Brulatour, Inc., Distributors, New York, Chicago, Hollywood.)

EASTMAN
BACKGROUND NEGATIVE
Code Authority Is Evenly Divided on Duals

New NRA Recommendation Would End Block Booking

Set of Principles Applying to All Industries May Go in Every Code

Washington Bureau of THE FILM DAILY

Washington—One of six basic principles expounded by a joint NRA committee and one from the Department of Commerce Saturday as a recommendation for inclusion in all pending codes, may abolish block booking. The principle was termed essential and stated that under this proposal the forced purchase of films is prohibited.

(Continued on Page 3)

Call Inconsistency Chief Censor Evil

Evils of censorship lie not so much in the cutting of isolated scenes and dialogue, but in their superficiality and arbitrary inconsistency, declares the National Council on Freedom from Censorship in a booklet, "What Shocked the Censors," released yesterday and giving a full record of cuts made in 1932 and through March, 1933, by the New York state censors. The deletions, said to be characteristic of the work of censors in various states having

Indie Union Officials

Held for Court Hearing

Pittsburgh—Charged with violating a state law in operating without permission from the secretary of the Commonwealth, President William C. Little, Treasurer Martin J. Joyce and Secretary Daniel Cross of the Independent M. P. O. Union have been held for court. Bond was set at $500 each. Information against the indie union was brought in behalf of the L. A. T. E. union.

Record for Short

Playing for eight consecutive weeks at the Trans-Lux on Broadway, Disney's "Three Little Pigs" was shown approximately 850 times in that period, an all-time record.

'Yugged Individual' Showmanship

activity expands under free play for ideas in operation

By DON CARLE GILLETTE

Even the oldest inhabitant is unable to recall when the Main Stem had so many first-runs and subsequent-runs in active operation and apparently making some money, each in its own way.

It is a sort of climax to the "rugged individualism" in cinema showmanship that started to express itself in a big way some months ago when theater decentralization was the talk of the country.

Showmen began to go after business as they saw it, not as a home-office theorist a thousand miles away used to chart it, and the business came through.

A.T about that time "Roxy" pulled stakes from Seventh Avenue and established his inimitable brand of theatrical wares, better known as the No. 1 Brand, over in Radio City.

It left the old Roxy floundering for a while, but as soon as it severed its physical ties and was taken in hand by the Harry Arthur and Fanchon & Marco forces it took

(Continued on Page 2)
Rugged Individual Showmanship

activity expands under free play for ideas in operation

(Continued from Page 1)

on a new individualism that turned the place into the favorite rendezvous for families, kids and bargain hunters for miles around.

A little farther down the street, Walter Reade retrieved the Mayfair and set right in to give it a new personality through the medium of fancy and sometimes extraordinary lobby ballyhoo that kept the front of the house as busy as a penny arcade on a Sunday afternoon.

Then Arthur Mayer took over the Rialto, and once more the superiority of personalized operation over rubber-stamp supervision was demonstrated.

Before it slips from memory, quite a splurge also was made for a while over at the old Hippodrome, where two showsmen, A. J. Cooper and Cecil Maberry, came in from the west with a load of ideas and began giving the town its biggest combination show for the money.

Later they pulled another surprise by an amazing switch to grand opera at pop prices—and cleaned up with it.

And more recently came Harry and Billy Brandt, Max Cohen, Stanley Lawton and a few other who have converted about a dozen dark legitimate houses into active movie theaters.

Meanwhile the dealers and other regular stands have not exactly stood still. Almost every opening at Warner’s Strand or the Hollywood is accompanied by a terrific campaign that is the equivalent of personalized operation, and houses like the Paramount and Capitol likewise have gone on the gas to keep up with the parade.

The net result of it all has been a stimulation that has brought benefits in many directions.

Besides the additional employment provided, the opportunity given the public to see pictures they missed and the extra charge picked up by distributors in rentals, some of these independently operated houses are proving a boon to independent producers who are anxious to get a crack at Broadway with their product.

The saturation in movie attendance will not be reached, nor will the possibilities for business be fully realized, until there is a wide open field everywhere for all types of showmanship to flourish.

Summing up the increased number of picture houses that are able to keep going in the Times Square district, as against a 50 per cent drop in number of legitimate theaters now operating, it brings home the point that there’s a lot more attendance in “them there hills” if it goes in after in enough different ways, and this is possible only under conditions that allow free play for that aptly termed “rugged individualism” in showmanship.

Denmark Curbs U.S. Films

Copenhagen—Due to a dispute over alleged infringement of Danish patents for noiseless recording, practically all American companies are being barred from importing films here, according to Nordisk Films, United Artists and others about whom notice has not been served, is understood.

Simultaneous Run Record

With additional openings of “Footlight Parade” over the weekend, there will be about 400 simultaneous runs of the picture in “A” houses around the country this week, according to Andy Smith and Grad Sears, Warner sales executives. This is a record for Warner releases.

Monogram to Start Another

West Coast Bureau of THE FILM DAILY—Following completion of “Sixth of the Gods” and “Deep Sea” program will place “He Couldn’t Take It” in work. It is from a “Saturday Evening Post” story by Albert Payson Terhune.

Sidney Blackmer Under Knife

West Coast Bureau of THE FILM DAILY Hollywood—Sidney Blackmer is resting easily following an operation said to have been necessitated by a football injury several years ago.

What newspapers of the world say about the—

Philadelphia

"It is a most remarkable volume, this "Year Book" issued by the Film Daily. If the gracious publishers want a blurb I can give them one: ‘I wouldn’t be without it.’ I seem to have heard that phrase before a couple of times, but I feel sure no one ever gave the indorsement with more sincerity.

“In fact I’ll go better than that. The Film Daily has my permission to say, ‘Eric M. Knight says he couldn’t get his work done without your Year Book.’"

For this volume is my refuge, my strength, my comfort, my shield and buckler. Whenever anyone calls up and wants to know, as people for some esoteric reason do want to know, if there is, let us say, a screen player named Sleep, M. E., I can turn to the right page and assure them that there is and that he played in 1932 in a film called The Monster Walks.

A remarkable book, this that tells me all the things I ought to know as a movie scribbler and don’t. And if there is any question asked me that the book doesn’t answer, in all probability it isn’t the book’s fault—it is my inability to find the right page.

Eric M. Knight,
Public Ledger,

Detroit

"The 1934 Film Daily Year Book, a dandy and a great credit to the American Film Bureau the department without it is. More and more success to you!"

Ellis H. McCormick,
Motion Picture Editor,
Detroit Free Press,
Detroit, Mich.

MUST WIDELY READ ★★
MUST WIDELY QUOTED ★★★
MOST HIGHLY PRaised ★★★★
(Continued from Page 1)

FILM CODE AUTHORITY SPLIT EVEN ON DUALS

the standpoint of votes on any plan to restrict the practice.

Five of its ten members, as major film company executives, are admittedly opposed to dual bills. They are: Sidney R. Kent, Fox; Nicholas M. Schenck, M-G-M; R. C. Belden, RKO; Harry M. Warner, Warner-First National, and George J. Schaefer, Paramount.

On the other hand four members are on the records as objecting to any restrictions on this policy. They are: R. H. Cochrane, Universal; Nathan Yaman, Allied; W. Ray Johnston, Monogram, and Charles L. O'Reilly.

In view of this voting situation Ed Kuykendall, president of the M. P. T. O. A., apparently occupies a strategic position, with the balance of power in his hands. Kuykendall is a Code Authority vote goes. Kuykendall's various utterances have been to the effect that his association opposes double features but he personally nevertheless believes in individual determination of the policy. Whether or not he will support a move to impose restrictions on the practice is not known and a meeting of THE FILM DAILY by querying him on the matter remained unanswered last night.

Importance of the Code Authority in connection with the double feature issue is emphasized by the fact that this body appoints members of the local grievance boards, jurisdiction of which covers, among others, as exclusively printed in THE FILM DAILY of Oct. 5 and later substantiated by Deputy Administrator Sol A. Rosenblatt. Furthermore, appeal from local grievance board decisions may be made to the Code Authority.

Ziehm Gets Foreign Film

Arthur Ziehm of General Foreign Sales Corp. has acquired the European production, "Vampyr," directed by Karl Dreyer, the Danish director.

Harry Gibbon to Make Another

Harry Gibbon has been signed to make a second Vitaphone comedy in the east.

Some Splendid Shorts

We have just seen the first of the Edwin C. Hill series of short subjects as produced by Master Art Products, Inc. and are thoroughly impressed with their combined entertainment-educational qualities as well as their timelines. One reel containing an expose of the fortune-telling racket as well as 169 illustrations of sports champs, is full of human interest. Further, telling the story of the Roosevelt family in America, it is splendid, unusual and has an immediate national appeal. These shorts, the first of a series, have class, the personality and voice of Mr. Hill is likable, and they are good enough to show in the finest of houses.

Jack Alacito

(Continued from Page 1)

NRA MAY ABOLISH
ALL BLOCK BOOKING

one article by the purchase of another, and the discrimination known as a block list.

The other five principles included inaccurate advertising attacking competitors, price discrimination, commercial bribery, breach of contract and a general provision relating to return of goods, trading stamps and others on which there is a wide divergence of opinion.

The committee based its recommendations on a survey of more than 1,000 submitted codes, regulations voluntarily adopted by industry through its various trade associations, rules approved by the Federal Trade Commission at trade practice conferences (Continued...)

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The committee based its recommendations on a survey of more than 1,000 submitted codes, regulations voluntarily adopted by industry through its various trade associations, rules approved by the Federal Trade Commission at trade practice conferences covering 150 industries in 15 years and advertising agreements expounded by better business bureaus and newspapers.

The committee found, it was stated, that while unfair trade practices can now be covered by six basic principles, there have been over 1,000 ways of stating them, stating that such a diversity of expression has presented great difficulties in framing and consideration of codes.

Educational Gets Vienna Short

"A Stroll Thru Vienna," Viennese shorts, has been bought by Educational from Arthur Ziehm of General Foreign Sales Corp.

Universal Reports Loss

Net loss of $126,492 is reported by Universal for the three months ended July 29. This brings loss for the first half of the year up to $728,747.

Rowson Forms New Company

London—Simon Rowson is head of a newly registered firm, New Ideal Pictures, Ltd.

"Ekimo" at Astor Nov. 14

M-G-M's "Ekimo" will open its two-a-day run at the Astor on Nov. 14.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry who are celebrating their birthdays:

Oct. 30

Sue Carol George Marlon, Jr.

Zoe Akins Arthur Benline
AMERICA REELS AGAIN . . . BEFORE THE WHIP-LASH OF HI.

"FOOTLIGHT PARADE'S" SUCCESS DUPLICATED IN DRAMA BY A FIRST NATIONAL PICTURE. DIRECTED BY MERVYN LEROY. VITAGRAPH, 

[Image of a man with his hands raised]
Fury

Muni of searing "Scarface!"... Muni of Slashing "Fugitive!"... Again the raging fire-brand storms the screen... riding rough-shod through a world of Women... CRASHING ALL RECORDS AT N.Y. HOLLYWOOD IN "A PICTURE TO CHEER ABOUT... EASILY ONE OF THE FINEST REFLECTIONS OF THE AMERICAN SCENE WHICH THE SCREEN HAS YET ACHIEVED" (N.Y. WORLD-TELEGRAM)... "UNQUESTIONABLY A SUCCESS" (N.Y. SUN)!

PAUL MUNI

"THE WORLD CHANGES"

5 Women......

held his destiny in soft white hands—hands that sought to strangle his flaming soul!

ALINE MACMAHON, MARY ASTOR, MARGARET LINDSAY, PATRICIA ELLIS, JEAN MUIR
A "LITTLE" from HOLLYWOOD "LOTS"
NEWS OF THE DAY

Grand Rapids, Mich.—Harry W. Pilgrim, former manager of the Civic theater, has been appointed manager of the Strand theater recently reopened and with $1,000 in receipts.

Wallingford, Conn.—The Strand theater reopened with a double-feature show and four weekly program changes.

Mount Vernon, N. Y.—George A. Loven has been appointed manager of the Mount Vernon theater.

Holyoke, Mass.—The Majestic has been reopened by A. Desautels.

Bethel, Vt.—The Bethel has been opened here by H. Sappington.

Bridgeport, Conn.—The Barnum venue Theater, a corporation recently formed to operate the Barnum neighborhood house, has electric officers as follows: Stephen Martin, president; L. J. Anger, treasurer, and T. J. Ives, secretary.

Venetie. Wash.—Chas. Grieve has reopened the Mission.

Bremerton, Wash.—The Colonial has been sold by W. D. Malone to George D. Martin.

BUFFALO

Manager L. M. Wick, of the Park, Lackawanna, will take over and reopen the Linden here.

Kalamazoo, Mich.—A small new house is being built by R. P. Earl, central Michigan circuit operator, to be called the Portage house. It will be opened to open about first of next month. A. C. Early will be manager.

Buffalo—S. Mattison has taken over the Carlson, Mayville.

Buffalo—News has just leaked out that Eddie Waller, sales manager of the Paramount office, took unto himself a wife in June.

Denver—R. R. Raub, former director of publicity of the Denver theater, has gone to Pueblo as publicity director for Cooper-Publix houses.

Asheville, N. C.—C. L. and W. Theaters, Inc., headed by S. W. Craver of Charlotte has leased the Strand here and will remodel it.

Idaho Falls, Ida.—Frank Larson, manager of the Paramount theater, won top money in the second month's best showing in the Fox circuit's "New Show Year" drive.

Boston—Mrs. E. V. Corbett, formerly with Educational-World Wide, and well known in the district, has joined Universal here.

Fitchburg, Mass.—T. A. Veitch, former manager of the Fitchburg theater, has opened the Cumings here with new Forest equipment.

Columbus, O.—Northwest Theater Corp. will operate the Grandview. Incorporators are George Hedges, Stewart A. Hoover and Herman R. Tingley.

Boston—Acme Exchange, run by Nellie McLaughlin, now distributes the product formerly handled here by Majestic Films, Inc.

Fall River, Mass.—The Academy has been reopened by Bunn, Inc.

Beverly, Mass.—Manager Thomas Woodbury of the Warren, operated by Ramsdell Brothers, announces a part-time increased price policy.

Miami, Fla.—The Mayfair, a Wometco house, has reopened. Sonny Shepperd is manager.

Oakland, Cal.—The Century will reopen shortly upon completion of $75,000 alterations. Ralph Ford, manager, announces the name will be changed to the Central.

Miami Beach, Fla.—Seating capacity of the Community, Wometco house, is being enlarged.

Oroville, Cal.—R. A. Hazel has opened the Rex.

Del Rey, Cal.—With Arthur R. Clark as manager, the Lyric here has reopened.

Parlier, Calif.—The Parlier has reopened.

3-Reeler in Color for Firestone

Detroit—Widt Manufacturing Productions, makers of business films, is producing a three-reeler Technicolor feature for Firestone Tire & Rubber Co. It is the first Technicolor three-reeler ever made here, according to R. L. Miller of Widling.

BUFFALO

The Boulevard Parade

Picture
Meet the Barons
The World Changes
Love, Honor and Oh, Baby!
Blind Adventure
Koole Murder Case
The Wandering Jew (2nd week)
I'm No Angel (3rd week)
The Bowery (4th week)
The Footlight Parade (4th week)
Berkeley Squares
I Loved a Woman
Private Life of Henry VIII

Distributor
M-G-M
M-G-M
Metro
M-G-M
M-G-M
M-G-M
M-G-M
M-G-M
M-G-M
M-G-M

Theatre
Capitol
Hollywood
7th Ave. RKO
RKO
M-G-M
Paramount
M-G-M
United Artists
United Artists
First National

* Follows Gabley a two-day run.
** Subsequent run.

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| THE Brooklyn Vitaphone studios took on the appearance of Hollywood transplanted to Flushing the other day when the local film plant became the stamping grounds for "alter egos" of the great and near-great of the nation's screen stars. Doubles for Jean Harlow, Marie Dressler, John and Lionel Barrymore and Wallace Beery, stalked through the halls of the studio waiting for the call to begin work. The occasion was the beginning of Vitaphone's two-reel burlesque of "Dinner at Eight." The sate is entitled "Come to Dinner" and is scheduled to be completed by Wednesdays. It will be included in the Vitaphone series of "Broadway Brevities."

A member of a nudist colony was engaged as technical advisor on the new Educational-Comedy Special, "Mr. Adam," which has been completed at the Eastern Service Studio, Astoria, with Erich von Stroheim as the title character of the satirical regime that makes a monkey of sex as that men and women share the same dormitory in nudist's camp was confirmed by the member, who was retained by Producer Al Christie for the sale of accuracy. The preceding nudist prefers to remain un-named.

Monroe Shaff, production head for Magna Pictures, has signed Cliff Edwards, to be featured in the second of the series being produced by that company, for RKO release and scheduled to go into production shortly at the Fox Movietone studio under the direction of Ray McCamy. An $80,000 budget will support Edwards in the short.

"Git Along Little Dogie" is the second Educational Special, 50,000 feet already to be placed in production. This will dramatize some of our most famous "western" songs.

The THE INDUSTRY'S DATE BOOK

Oct. 23: Meeting of all Ohio independent exhibitors to form new state trade association in fight on admission tax, Deshler Hotel, Columbus.
Oct. 31: Meeting of Independent Theator Owners of New York at 1 p.m. at Hotel Astor.
Oct. 31: Allied Theator Owners of New York, meeting at 10 a.m. at New York headquarters, 355 West 44th St.
Nov. 2: Hearing on code for music publishing industry, before A. R. Stolper president, Chamber of Commerce Building, Washington.
Nov. 6: National meeting, Allied Amusements of the Northwest, New Washington Hotel, Seattle.
Nov. 30: Motion Picture Salesman's thirteenth annual New Year's Dinner-Dance, Hotel Plaza, New York.
CHEAP FILM CHARGE IS DENIED BY CARR

(Continued from Page 1)

motor jumps in and deliberately makes a picture an inferior picture in hope of getting it by somehow." Carr made the statement in answer to charges that many independents turn out pictures with no intentions of quality and merely with purpose of selling them for dual feature bills.

Chesterfield Musical Cast

West Coast Bureau of THE FILM DAILY

Hollywood—Chesterfield has completed the cast of "Rainbow Over Broadway," musical special. Story is by Winifred Dunn and Richard Thorpe is the director. In the cast are Joanne Dru, Frank Albertson, Lucien Littlefield, Gladys Blake, Grace Hayes, Glen Boles, Dell Henderson, and George Grarude. Nat Carr, Maxine Lewis and May Beatty, plus the three Foster Sisters and a chorus of Fanchon & Marco girls. Six songs have been written by Albert Von Tilzer and the musical supervision is by Edward J. Kay. George R. Batcheller is personally supervising.

Making Under-Sea Film

Miami, Fla.—Under-sea life of the Florida Keys is being photographed by Otis Barton, chief photographer to William Beebe, scientist. Scenes are to be used in a motion picture of under-sea life begun by Dr. Barton last fall with an expedition to Bermuda waters.

Making $100,000 Improvements

San Francisco—Nasser Bros, announce that $100,000 worth of alterations to commence immediately at their new Fillmore theater.

Tabloid Reviews of FOREIGN FILMS

"WENN DIE LIEBE MODE MACHT" ("When Love Sets the Fashion"), in German; produced by Bruno Dadday; directed by Franz Wawrz; with Renate Murer; directed by Robert von Meyerink, George Alexander, Otto Wallburg, et al. At the 79th St. Theater.

Feeling romantic comedy about a seamstress in love with a great designer. Renate Murer does fine in chief role.

"FIGARO E LA SUA GRAN GIORNATA" ("Figaro and His Great Day"), in Italian; produced by Cines Pittaluga; directed by Mario Camerini; with Gianfranco Giachetti, Leda Gloria, Maurizio d’Ancora, Gennaro Schiappato. At the Cine Theatre.

Very entertaining musical comedy in colorful Italian background. Well acted and ably handled from a technical standpoint. A real treat for Italian audiences.

Asks $2,000,000 in “Rasputin” Libel Suit

Suit for $2,000,000, charging libel in "Rasputin and the Empress," has been filed in Supreme Court by Princess Irina Youssoufoff against M-G-M, producer of the picture, and Richard Boleslavsky, director, and Charles MacArthur, writer. The Princess claims that, because of historical incidents and language used in the film, persons throughout the world believe her to be the Princess Natasha and that she introduced Rasputin to the Empress.

Detroit Notes

Detroit—Frank Scheur has bought the Doro from the Burton London Circuit, which has dropped or closed three houses recently. Another is the Dix, which Charles Porter and Fred Uhl have taken over.

Lew Kane is in charge of the new Mayfair, 2,000-seat, formerly the Detroit Civic theater, and just reopened by McAvoy Theaters, headed by John W. McAvoy.

Herman Kline has re-entered the field by acquiring the Medbury, up-town, from Arthur Robinson Circuit.

C. B. Edwards and Celia Wexler are new directors of the Greenfield, north-end, just reopened as the New Art after being dark two years.

The Chalmers, east side house owned by Jack Dunn, has been renamed the Chandler. Clifford Stevens is manager.

Edward H. Gayeski has bought the Holbrook, north end, from Richard D. Maurice, who remains associated with the management. House has been known as the Ruby for the past year.

Educational Signs Molly O’Day

Molly O’Day has been signed by Educational for the next Tom Howard comedy being made in the east under direction of Al Christie.

Rivoli Books Educational Short

"Across the Sea," Romantic Journey, has been booked by Educational into the Rivoli to run with "Broadway Thru a Keyhole" starting Wednesday.

Fulton in Musical Short

Jack Fulton, featured soloist with Paul Whiteman, has been signed by Monroe Shaff to appear in the two-reel Van Beuren musical, "Strange Case of Hennessy," featuring Cliff Edwards and being produced by Meyer Davis, associate producer, at the Fox Movietone studio. Others included in the short, under direction of Ray McCarey, include Jean Sargent, Johnnie Downs, Fred Hildebrand, Tom Smith, and Grace Moore.

Bobby Connolly to Produce

Bobby Connolly, dance director, whose recent work was in "Moonlight and Pretzels" and "Take a Chance," will head a new company now being formed for the production of a series of two-reel and three-reel musical featurettes. Production will be in the east.

Fox Films Plans to Make Own Features in England

London—Starting with "The Right to Live," recently finished, Fox embark on a policy of making its own full-length British features, which will be designed for distribution abroad as well as in England, according to W. J. Hutchison, Fox chief here, speaking at a luncheon to Albert Parker, who directed the first picture. Herefore Fox has been employing four-reelers for quota purposes. Production activities under the new plan will probably be at the Ealing Studios, with "The Sunlit Way," from the May Edington novel, as the next picture. Parker is expected to direct here permanently. J. G. S. Barlow will be in charge of Fox British Productions. Furtherance of the plans is expected with the arrival this week of Sidney R. Kent, Fox president.

CALL INCONSISTENCY

CHIEF CENSOR EV

(Continued from Page 1)

such boards, dealt 44 per cent with sex, 29 per cent with violence, 5 per cent with crime, 5 per cent with government and 3 per cent with religion.

"Censorship," says the Council, which is headed by Brackett Hugh and was organized by the Amer conversation, fable picture and impedes honest, intelligent treatment of fundamental and controversial problems.

Mickey Mouse Christmas Tieup

One of the first of the Christmas tieups has been made by Uni.

Directed by Edward Swartz, the cartoon features Mickey Mouse as Santa Claus and will be shown in the Springfield, Ohio, circuit. Mickey Mouse's first appearance was made on May 15.

THE ST. MORITZ ON-THE-PARK

50 CENTRAL PARK SOUTH . . NEW YORK

These Celebrated Film Stars

LAVINA PLANTER

PHILLIPS HOLMES

TAYLOR HOLMES

ALEXANDER KIRKLAND

LOTTHA LENDER

BROOKLYN MCVICAR

BOBRAH MINNEVITCH

OWEN MOORE

MADELEINE THOMAS

MONROE OWSEY

LAURA LA PLANTE

BRUNO RUSI

JOSE RUIZ

LARRY ROSS

RUTH ROLAND

EDITH ROARK

BLANCHE SWEET

WALTER SLEAZAK

GLEN STEVENS

ESTELLE TAYLOR

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Moderately priced apartments furnished or unfurnished available NOW

DIRECTION . . S. GREGORY TAYLOR

THE FILM DAILY

Monday, Oct. 30, 19—

5
Fear New Proposals May Delay Signing of Code

ROSENBLATT PREDICTS CODE SIGNATURE IN WEEK

Allied Gets Behind New Set of Six Trade Principles

Sees NRA-Commerce Dept.
Proposals Doing Away With Evils

Washington—Allied is now championing the six basic principles of fair practice formulated by the Joint NRA and Department of Commerce Committee and recommended for inclusion in all pending codes, stating that the price discrimination, blacklist and coercion provisions as well as the others will solve the "right-or-wrong" question as well as block booking, forcing shorts with fees.

12 WARNER PICTURES READY FOR RELEASE

Warner-First National have 12 features completed and ready to meet release dates for the next two months. Eight of the pictures are classified as women's pictures. These are "Female," "House on 56th St.," "Havana Widows," "World Changes," "Bedside," "Convention" and "Terror of Tangos." The other four, "Panama Hattie," "Down to Earth," "A Change of Heart" and "Saved," will probably be released next month.

35 Eastern Theaters
Add Vaudeville Acts

Thirty-five Eastern theaters have added vaudeville as a regular attraction in the past six weeks, according to a survey made by the Film Daily yesterday. Territory included in the statement consists of New England, New York City, New Jersey, Pennsylvania and Ohio.

Signing of Code by Roosevelt
May Be Delayed by New Matter

Film Group Takes Over Casino, Legit. House

Apro Realty Co., newly organized by Haring & Blumenthal and Jack Shapiro, has taken over the Casino Theater property at Seventh Ave. and 56th St., former legit, house occupied by Earl Carroll. Deal involves about $100,000. House will probably be leased for musical shows.

75,000,000 to See "Cavalcade"

Having already played to more than 40,000,000 persons in the seven months it has been in release, it is expected that over 75,000,000 will have seen "Cavalcade" by next June, according to estimates of Fox. This is said to be the same total as that piled up by "Birth of a Nation" in the 18 years since it opened.

LESTER COWAN URGES
FAIR TRIAL FOR CODE

West Coast Bureau of THE FILM DAILY
Hollywood—Recommending that the industry give the code "a fair trial over a reasonable period of time," Lester Cowan, executive secretary of the Academy of M. P. Arts and Sciences, last night appealed to players "to stop parading their problems in public and get these principles determined in the courts of the land."

12 NEW PRODUCTIONS TO START AT M-G-M

West Coast Bureau of THE FILM DAILY
Hollywood—In addition to 13 pictures now in various stages of production, M-G-M is preparing a dozen others to start soon. In work are "Cat and the Fiddle," "Prizefighter and the Lady," "Dancing Lady," "Comin' Round the Mountain." United Artists Releasing Master Art Shorts Abroad

United Artists is expanding its short subject activities by taking on the distribution of Master Art Products' organi in the following foreign territories: China, Manchuria, Japan, Formosa, Korea, Japan, India, Burma, Ceylon, Afghanistan, Iraq, Persia, Strait Settlements, Malaysia, Siam, French Indo China, Sarawack, British North Borneo and Dutch East Indies.

Local Boards to Start in About 20 Days, Deputy Tells Southeast Meet

By J. H. REED
Film Daily Staff Correspondent
Atlanta—That the film code will be signed this week and that state and local grievance boards will be set up within 10 days thereafter was predicted by Sol. A. Rosenblatt, Deputy NRA Administrator, at addressing the annual convention of the Southeastern Theater Owners' Ass'n here yesterday.

The film industry cannot go over the Board unless the film industry gives its consent, he said.

NEILAN TO PRODUCE 8 PICTURES IN EAST

With Wall Street backing, Marshall Neilan has formed Associated Film Producers, Inc., with plans to make eight features in the East. Initial production will be "Social Register," starring Colleen Moore. Work will start in about one week at Eastern Service Studio, Long Island, with Neilan directing.

A. J. Balaban Dickering For Return to Film Field

A. J. Balaban, formerly identified with Balaban & Katz and who is now residing in Boston, is planning to return to the film industry. He is now considering several propositions. Balaban was in New York yesterday.

E. B. Derr in Comeback

E. B. Derr, formerly head of Pathé, is planning to return to production, with activities to be centered in the East. He gave financial backing to "Move On, Sister," Broadway play, which was originally scheduled as his initial picture. Brief run of the show, however, has altered Derr's plans as to film production.

The Big Publishing Event Of The Year—The 1934 Film Daily Year Book—Advt.
Allied Gets Behind New Trade Proposals
(Continued from Page 1)
tures and other mooted trade prac-

"The principles are to be used to further the independents' prof-

and Alicoate, senior executive and
manager; Arthur W. Edy, associ-
ate editor; and Carl Gillette, managing
er. Entered as second class matter,
May 21, 1918, at the post-office at New
York, N. Y., under the Act of March 3, 1879.
Terms (postage free) United States
outside of Greater New York $10.00 one year; 6
months, $5.00; 3 months, $3.00. Foreign,
$12.00. Subscription rates with orders.
Address all communications to THE FILM
DAILY, 1630 Broadway, New York, N. Y.,
Telephone: New York 7-4733. Cable Address:
Filmaday, New York. Holly-
wood—New York. Phone:
Greenbaum. Phone: 6250. Holl-
wood—New York. Phone 6250.

Lester Cowan Urges Fair Trial for Code
(Continued from Page 1)
down to the business of making good
motion pictures.
"If the industry has any dirty
linen to wash, it should be washed
in the industry's private laundry," he
declared.

Cowan's statements were made in
connection with his presentation of
his new bill to the Joint Washington
code conferences to the Academy's
Board of Governors.

12 Warner Pictures
Ready for Release
(Continued from Page 1)
City," "College Coach" and "Lady
Killer." The others are "The Big
Shark," "The Finger Man," "Dark
Hazard" and "From Head-
quartes.

Special Eisenstein Film Preview
A special preview of "Eisenstein
in Mexico," consisting of about 5,
minutes,剪辑from Eisenstein's original "Qui Viva
Mexico," will be held at 3 oclock
today at the 55th St. Playhouse for
movie critics. Regular opening of
the amplified Eisenstein picture
takes place tonight at that house.

Greenbaum With Manley & Brown
Cleveland—Jack Greenbaum has
been made an affiliate of Manley &
Brown, independent distributors,
who on a recent Eu-
ropean trip contracted with Dene-
zi & Cook of Rome for a series
of American feature pictures for ex-
hibition in their Italian theaters
with Italian superimposed titles.

Two Holdups Net $1,100
Revere, Mass.—Two holdups with-
in two hours netted about $1,100,
the victims being Manager William
Annonom of the Boulevard here and
Manager Morris Schwartz of the
Uptown, Lynn.

Bill Grady Joins M-G-M
Bill Grady, formerly an agent
and previously with the Dillingham
office, has joined M-G-M in New
York as assistant to J. Robert Rubin.
He supplements activities of Al Altman.

The "Female" at Strand on Thursday
Chuck Tatterton in "Female,"
First National release, succeeds
"Footlight Parade" at the Strand on
Thursday evening.

Warners Sign Broadway Actress
Emily Lowry, who was in the
Broadway production of "Heat
Lightning," has been signed by Warners
and leaves this week for the
coast to appear in "As the Earth
Turns," following the preview of
"Heat Lightning."

2 for Dick Early in Kalamazoo
Kalamazoo, Mich.—Richard Early
who opened the Grand last spring,
now has lighted up the Royal, 200-
seat house.

Pawtucket House Reopens
Pawtucket, R. L.—The Imperia-
I has reopened following complete
renovation.

FINANCIAL

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Named Warner Chicago Manager
Chicago—Edwin Grossman, for-
merly with United Artists, has been
appointed Warner branch manager
here by Garland Sears, veeen
and assistant, now Warner House,
Grossman succeeds Eril Silverman, re-
signed.

Century Circuit Leases in R. C.
Century Circuit, headed by A. H.
Schwartz, has leased office space in
the RCA Building at Radio City.

Sam Katz Sells Estate
Sam Katz has sold his $1,000,000
showrooms on the Miriam building.
A. M. Huntington, New York au-
tor, at a reported price of $265,000.

In the Limelight
Current newsreels contain glimpses of
Charles C. Pettit's of the Hays Offi-
cine and Hiram S. Brown, former presi-
dent of the Studio, snapped with President
Roosevelt on his recent visit to Wash-
ington College, Charleston, Md.
where they were in an honorary
degree. The yacht which brought the
President to Charleston used the pier
at Brown's estate.
OSENBLATT PREDICTS CODE SIGNED IN WEEK

(Continued from Page 1)

by catch words and slogans, it must be controlled by reason and common sense," Rosenblatt said, that said the proposed code would bring about cooperation for a first time between the three branches of the industry—producers, distributors and exhibitors—and aid to a large extent eliminate such problems as industrial strife between theaters and employees, reckoning between distributors and exhibitors, and unfair competition between exhibitors.

Although the grievances boards all have no legal jurisdiction and are merely instruments through which the industry will govern itself, Rosenblatt stated that most of the problems confronting theaters locally would be settled at the hearings before these boards.

At the conclusion of his address, Rosenblatt answered numerous questions asked by exhibitors. A resolution was unanimously adopted by the Association endorsing the proposed code.

Eastern Theaters

Add Vaudeville Acts

(Continued from Page 1)

EASTERN

The word "Vaudeville" is presented and of have Rosenblatt to so Charles Paramount; Paramount division high uncompleted unusually — FRENCHIE, TANGO, "The Last of the Mohicans," "The Great Divide," "Vogue," "Villa," "Sin" and "Combination." The announcement of the first release from the "Vaudeville" series was made by Barry Norton of the American Vaudeville Association.

The announcement of the first release from the "Vaudeville" series was made by Barry Norton of the American Vaudeville Association.

Tabloid Reviews of FOREIGN FILMS

THREE THIEVES. Russian silent; pro-

duced by Meshkobopoly; directed by J.
Protzen; with L. Hinesky, A. Kirof.
Klimof, Olga Zhivina. Distributed by
Ferry Cinema.

Easily entertaining silent production deal-

ing with thieving in small and big ways.

ing is good, for the most part, and good
action has some unusual touches.

CASCARIBIAS. Spanish version of

"Rumpus"; produced by Paramount; with
Juan Vilches, Ramon Pereda, Carmen
Pereda, Delia Magana, Barry Norton,
días de Seguro.

Made by the Paramount studios in

Mexico, this Spanish version of the English
play contains plenty of enjoyable fun for
in audiences, due chiefly to the likeable
chips of Ernesto Vences. Supporting cast
is unusually good.

FEAR NEW PROPOSALS
MAY DELAY SIGNING

(Continued from Page 1)

aying added strength to some indepen-
dents, which if presented by a sufficient number of them to General
Johnson, could mean that the code's completion is weeks off. In fact, in
General Johnson's office at the pres-
cency, there are 50 or more uncompleted codes, many of
which have their public hearings weeks ago, the newspaper code being
a notable example.

The Eastern Theaters

Add Vaudeville Acts

(Continued from Page 1)

EASTERN

The word "Vaudeville" is presented and of have Rosenblatt to so Charles Paramount; Paramount division high uncompleted unusually — FRENCHIE, TANGO, "The Last of the Mohicans," "The Great Divide," "Vogue," "Villa," "Sin" and "Combination." The announcement of the first release from the "Vaudeville" series was made by Barry Norton of the American Vaudeville Association.

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Tabloid Reviews of FOREIGN FILMS

THREE THIEVES. Russian silent; pro-

duced by Meshkobopoly; directed by J.
Protzen; with L. Hinesky, A. Kirof.
Klimof, Olga Zhivina. Distributed by
Ferry Cinema.

Easily entertaining silent production deal-

ing with thieving in small and big ways.

ing is good, for the most part, and good
action has some unusual touches.

CASCARIBIAS. Spanish version of

"Rumpus"; produced by Paramount; with
Juan Vilches, Ramon Pereda, Carmen
Pereda, Delia Magana, Barry Norton,
días de Seguro.

Made by the Paramount studios in

Mexico, this Spanish version of the English
play contains plenty of enjoyable fun for
in audiences, due chiefly to the likeable
chips of Ernesto Vences. Supporting cast
is unusually good.

FEAR NEW PROPOSALS
MAY DELAY SIGNING

(Continued from Page 1)

giving added strength to some indepen-
dents, which if presented by a sufficient number of them to General
Johnson, could mean that the code's completion is weeks off. In fact, in
General Johnson's office at the pres-
cency, there are 50 or more uncompleted codes, many of
which have their public hearings weeks ago, the newspaper code being
a notable example.

The Eastern Theaters

Add Vaudeville Acts

(Continued from Page 1)

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chips of Ernesto Vences. Supporting cast
is unusually good.
A Little from “Lots”  
By RALPH WILK

HOLLYWOOD

GREGORY LA CAVA, now directing “Gallant Lady,” Ann Harding vehicle for 20th Century, has drawn another choice directorial plum in “Operator No. 13,” in which Marion Davies will star for M-G-M.

Clarence Brown has already chosen three big names, Joan Crawford, Robert Montgomery and John Gilbert, for the cast of “Sacred and Profane Love,” which he will direct as a David O. Selznick production for M-G-M.

Russ Columbo, after making a hit in 20th Century’s “Broadway Thru a Keyhole,” was signed by the same company for “Moulin Rouge,” with Constance Bennett.

James Dunn and Claire Trevor, new Fox starring team, will appear in “Woman and the Law,” following completion of “Jimmy and Sally.”

Bull Montana is recuperating from an operation to cure an infected shoulder.

Fredric March, after a week’s illness, is back at Paramount and production on “All of Me,” formerly called “Chrysallis,” has resumed.

Katharine Alexander has been signed by Paramount for “Death Takes a Holiday,” next for Fredric March.

John Bright has been signed by RKO to work with King Vidor on the story and screen play of “We Have a Right to Live.”

Earl Oxford, New York stage actor, who made his bow on the screen in a singing role in “The Cat and the Fiddle,” with Ramon Novarro and Jeanette MacDonald, now has a long-term contract from M-G-M.

Richard Barthelmess will start work in “A Modern Hero,” by Louis Bromfield, as soon as he finishes “Massacre” at First National.

“All Scarlet,” race track story by Damon Runyon, has been bought by RKO.

Irene Franklin and Roscoe Karns have been added to the cast of M-G-M’s “The Big House,” in which Otto Kruger, Isabel Jewell and Una Merkel will also be seen. Story is by F. Hugh Herbert.

“BLIND ADVENTURE”  
with Robert Armstrong, Helen Mack, Roland Young, Ralph Bellamy  
RKO  
65 mins.  

VERY ENTERTAINING MYSTERY DRAMA WELL PACKED WITH INTERESTING AND AMUSING TOUCHES.  
This is a decidedly refreshing mystery yarn that does credit to its author, director, cast and technical staff. Intriguing situations and a tightly-spun thread for the forced comedy predominate and, together with the work of the fine cast, are chiefly responsible for enjoying qualities. It’s all about an American, Robert Armstrong, who turns up in London seeking adventure after having spent a period in foreign oil fields. By accident he falls into the toils of a gang of international crooks who are victimizing a prominent man and his niece, Helen Mack, who has just arrived from Canada. With the aid of an amiable burglar, Roland Young, whom they befriended, Bob and Helen exploit the scheme of the master criminals and incidentally wind up their own romance. Action moves along at a nice pace, with plenty of surprises and exciting incidents to keep interest keyed up.


Director, Ernest B. Schoedsack; Author, Ruth Rose; Adaptor, same; Cameraman, Henry Gerrard; Recording Engineer, Hal Baumbach; Editor, Ted Chesterman.

Direction, Clever. Photography, Fine.

“HER FORGOTTEN PAST”  
with Monte Blue, Barbara Kent, Henry B. Walthall  
Mayfair  
65 mins.

JUST FAIRLY ENTERTAINING MIXTURE OF ROMANCE, POLITICS AND MURDER. GOOD CAST HANDICAPPED BY MATERIAL.  
Though the cast is good, the so-called mystery takes on only a moderately satisfying development. The trysting of Barbara Kent with her father’s chauffeur, Eddie Phillips, he turns out to be a crook, as the girl has been warned by her father, Henry B. Walthall, and the couple soon split up. While back home trying to forget her past, Barbara gets into another romantic tangle with Monte Blue, a go-getting district attorney, and subsequently marries him. A political campaign comes along, with a crooked gang out to frame Blue, and at the same time the former husband turns up again as a burglar in Barbara’s home, where he is shot by his former kick and taken to the hospital, with suspicion falling on Blue. Things look bad for the district attorney, but the truth finally is brought out and everything is cleared up for the newlyweds. It’s work for audiences in the not too discriminating houses.


Director, Wesley Ford; Author, George Morgan; Adaptor, same; Cameraman, James S. Brown, Jr.; Recording Engineer, Tom Lambert; Editor, Fred Baran.

Direction, Passable. Photography, Good.

SHORT SUBJECT REVIEWS

“Sign Em Up”  
with Wheeler and Wooley  
RKO  
4 mins.  

Good NRA Special  
As RKO’s contribution in the series of short sheets produced for the NRA, the comedy team of Bert Wheeler and Robert Wooley takes time off from the set to go around and induce various stars to sign the Consumers’ Pledge. It brings in a number of celebs, giving the subject a good angle of fan interest in addition to the comedy supplied by Wheeler and Wooley.

“I’ve Got to Sing a Torch Song”  
(Merrie Melody)  
Vitaphone  
7 mins.

Okay  
A travesty dealing with the radio and caricaturing various stars of the air as well as many minor radio celebrities, especially Greta Garbo, singing “I’ve Got to Sing a Torch Song” in their respective styles. Makes a fairly entertaining subject of its kind.

“THE BIG BENEFIT”  
Monteone-Universal  
21 mins.  
Good  
Something in the nature of a vaudeville show, with a bunch of kids putting on a benefit and initiating big headline. As each youngster goes into his impersonation, the actual star fades into the

NEWS of the DAY

Limestone, Me.—The Star was opened recently by Leighton Breck.

Boston.—Joe Longo, formerly a.sociated with Dana and DiPisa, is named assistant publicity manager at Loew’s State.

Boston.—“ Forgotten Men” is playing at the Tremco which replaces the firm under the management of Patrick L. Landon. Floyd Bell is handling publicity.

Nelsonville, O. — The Orpheum, Kenosha, Wis., has been opened by M. S. Porter, western man.

Cincinnati.—The Family, managed by Joe Alexander, has returned to westerns, devoting first three dates to this type of film.

Lorain, O. — The Elvira, close most of the past year, is now opening for four days a week.

Cleveland.—M. J. Glick, film sale man, is just out of a hospital in Everett, Pa., where he was treated for injuries sustained in an automobile accident.

Hartford, Conn. — The Fox-Po Capitol will in future be known as a Pull’s-own name.

John Wheeler to Wed M. Ankrum  
Akron, O.—Joan Wheeler, forms local actress, on a visit with her folks last week announced her engagement to Morris Ankrum, no. with Fox.

Janet Rede for Old Roxy  
Janet Rede, screen and stage headliner, will be on the coming week’s stage bill at the origins Roxy. Ben Blue will head the show.

Neenah Gets Movies Again  
Neenah, Wis.—The Embassy has opened with Gilbert Courson as resident manager. Neenah has been without a theater for the past several years.

Two for Warners in Kenosha  
Warner theaters in the metropolitan district, one of the circuit’s best week-ends in box office receipts, Warner theatres playing United Artists’ “Private Life of Henry VIII.” In several situations records for attendance were shattered.

“Henry” Boosts Business  
Warner theatres in the metropolitan district, one of the circuit’s best week-ends in box office receipts, Warner theatres playing United Artists’ “Private Life of Henry VIII.” In several situations records for attendance were shattered.
New Independent Exhibitor Ass'n Formed in Ohio

ALLIED GROUP CONFERS WITH JOHNSON ON CODE

Warner-Erpi Court Action to Take In Service Charges

Triple Damages Are Asked by Warners in New Motion

Warner Bros. will continue its fight for the elimination of service charges when its motion to make permanent the temporary injunction against A. T. & T. Western Electric and Electrical Research Council has a bearing within weeks before Judge John P. Nields of the U.S. District Court, Wilmington. In the action in which Warners, through Stanley Co., is against

KO STUDIO BUDGET IS BEING REVAMPED

at Coast Bureau of THE FILM DAILY

Hollywood—RKO's studio finances and budget are undergoing a complete revamping and rearrangement which will be completed next week, a film DAILY learns. Herman Shub, New York executive and treasurer, who arrived here last

E. Herman Re-elected Head of W. Pa. M.P.T.O.

Pittsburgh—Dr. C. E. Herman of Allegheny was re-elected president of the M.P.T.O. of W. Pa. and W. Va., yesterday's closing session of the state's convention here. Other officers

Chaplin Ransom Revealed

West Coast Bureau, THE FILM DAILY

Hollywood—That Charlie Chaplin paid $30,000 to kidnappers last August after being held over night was revealed yesterday by a Department of Justice source. It added that there are not a dozen other film celebrities who had paid sums up to $15,000 for their freedom from racketeers. Chaplin had private investigators on his case and further revelations are expected to be made at a federal investigation here late this month.

Inside Story' of Film Code Told

By Kuykendall at Southeast Meet

J. H. REED

FILM DAILY Staff Correspondent

Atlanta—The "inside story" of the motion picture code was revealed at Tuesday's session of the Southeastern Theater Owners Association convention by Ed Kuykendall, who reviewed efforts of exhibitors to defeat the right-to-buy clause and efforts of organized labor to compel employment of an operator for each machine. Kuykendall declared that the right-to-buy clause would have made possible the simultaneous showing of the same film by any number of theaters in any city or town in the country. He also stated that theater owners had achieved major victories in prevention

Ohio Independent M. P. League Formed at Meeting in Columbus

J. W. LEHMAN

FILM DAILY Staff Correspondent

Columbus—Following several hours of discussion during which personalities were freely passed, an independent exhibitors' association, styled the Independent Motion Picture League of Ohio, was formed at a meeting of exhibitors claiming to represent 218 independent theaters in Ohio. The main purpose of the new organization, which will not affiliate with the M.P.T.O.A., is to repeal the state's 10 per cent amusement tax law.

ERNST SELBRACT, president of the Cleveland exhibitors' organization.

The Newsreel's Function Disputed

... should it be topical or historical; entertain or educate?

By DON CARLE GILLETTE

NEWSREEL boys had better sit down on a copy of the current American Mercury. For the soundest spanning ever administered to their craft is contained therein, in an article headed "A Glance at the Newsreels," by Robert Littell. It is a provocative dissertation reflecting a good deal of labor on the part of its author, who has quite a notion of what newsreels should be and quite a contempt for what they are according to his observations.

Profiting a deep concern for future generations, Mr. Littell deplores it as a genuine pity that, with a social and political and economic upheaval in progress, affording such gorgeous opportunities to record incidents and personalities that will be
The Newsreel's Function Disputed

... should it be topical or historical; entertain or educate?

(Continued from Page 1)

of historical value a century hence, the newsreels instead are squandering celluloid on baby parades, acrobats and speed contests.

In other words, he would have the newsreel specialize in history rather than topical entertainment.

He seems to assume that, although even the accredited historians admit that they have a tough time putting their finger today on incidents that are likely to merit a place in historical volumes fifty or a hundred years from now, the newsreel cameraman are seems enough to make that distinction.

†

AS AN instance, Mr. Littell believes any of us would be willing to give what's left of our shirts for a flickering glimpse of George Washington refusing to tell his father that lie about the cherry tree.

Just when little George's remarks began to assume historical momentousness does not come readily to mind, but it was a long time after their utterance; furthermore, Mr. Littell is indulging in a wild flight of assumption when he expects the newsreel hamtramck to be a 24-hour Johnny-on-the-spot within the intimate portals of official families.

And as for Mr. Littell's pining for a peak at Lincoln debating with Douglas, Napoleon reviewing the Grand Army or Betty Ross sewing away at Old Glory, if the newsreels are missing any of the 1933 counterparts of these events we would be glad to know what they are.

Mr. LITTELL indict the newsreels on three counts: (1) that they are neglecting history and going in for entertainment; (2) that they follow the calendar instead of running after history; (3) that they have formed the lazy habit of pre-arranging and rehearsing events instead of hunting by stealth.

As a matter of fact, historical stuff runs to a higher percentage in newsreels than in newspapers, and if the reels also contain such unimpeachable items as statues on parade and animals in the zoo it is probably for the same reason that a newspaper will plaster its front page with scareheads about two inconsequential persons being involved in a low joint scandal, or a photo and a two-column story of Miss Fannie Flickerstar because her pet kitten had its eyebrows burned off in a fire, while news of state is condensed at the bottom of the page and thousands of men who are making history have to wait until they die to get even a thumb-nail photo in the paper.

†

IN OTHER words, the newsreels, like newspapers and all other businesses which must earn expenses in order to keep going (since Mr. Littell suggests no source of philanthropy for an all-historical reel) must try to give the public what has been found by experience to be the most acceptable menu.

For a barometer of the audience interest in purely documentary films, take the case of the picture, "This Is America," a compilation of national highlights of the past two decades, packed with historical personalities who headlined in the war and post-war period, teeming with milestone events caught in the raw, and assembled with the utmost intelligence.

Despite these merits, and notwithstanding Mr. Littell's visions of the cherry tree tale and Betsy Ross at her needle, the picture could not attract a paying audience.

†

When he criticizes newsreels for obtaining some matter by appointment, Mr. Littell becomes a bit naive.

In the case of a newspaper, the sinking of a ship in mid-ocean is news until it is printed; but for the newsreel, unless a cameraman chances to be anchored out there on the deep just waiting for something to happen and thereby was able to get a shot of the boat before it was swallowed by the waves, the incident is lost except for later closeups of survivors, if any.

And as for Mr. Littell's scorn of the pre-arranged incident, if there was any other way in which the camera could have recorded, for instance, President Roosevelt in his first White House broadcast—that epochal night when in a half-hour talk he turned a tide of gloom into a nation of hope and started something that will send him down in history as the most courageous President this country ever had—if Mr. Littell can suggest how this world-important scene could have been obtained in any way except by arrangement, the newsreel companies will be forever in his debt.

†

IT BORDERS on the idiotic, however, when Mr. Littell charges that newsreel men don't get to the fire along with the fire-engineers and that their ingenuity consists chiefly in starting and filming a little synthetic studio blaze of their own; and when he says the newsreel cameras missed such incidents as the country milk strikes he betrays a very incomplete acquaintance with the newsreel contents of the last few months.

He also makes no allowance for the great mass of newsreel negative which, for reasons of national public welfare, does not get to the screen, but which reposes in storage vaults and walls and will come to life—as in the case of those graphic World War pictures which were held back until these last few years when, and Mr. Littell certainly ignored as he searched for subjects in self-conscious action.

He was too preoccupied with whamming away at a dummy which he had set up himself.

What newspapers of the world say about the—

New York

"The fifteenth edition of the Film Year Book published annually by the Film Daily, has made its appearance. It contains more than a thousand pages of motion picture information and is a reliable ready reference book when in need of data on films, film activity and film personalities. If the reader seeks up-to-date material he will find it. As for the reviews in all the film activities, if it seeks historical material he will find that, for example, in the listing of 13,025 motion picture stories, covering pictures from 1915 to 1923, if he seeks statistical information that also is abundantly supplied. For buyer, seller, exhibitor, student and producer, the motion picture there is something in this encyclopedic volume.

National Board of Review Magazine, New York, N. Y.

†

Chattanooga

"If it's something about motion pictures I can answer it because practically everything there is to know about motion pictures is in a 1,042 page volume that has just reached my desk—the Film Daily's 'Year Book of Motion Pictures.'"

KEY HART,
Chattanooga Times,
Chattanooga, Tenn.

MOST WIDELY READ ★ ★ ★ MOST WIDELY QUOTED ★ ★ ★ MOST HIGHLY PRaised ★ ★ ★ ★
YOU'LL REMEMBER NOVEMBER!

A MONTH OF HOLIDAYS!
Follow the Leader

Joan CRAWFORD and Clark GABLE

"SO-O-O-O-O-O!"

"WHAT BIG EYES YOU HAVE GRANDPA!"

"I HATE TO BRING THIS UP AGAIN--"

"HAPPY BIRTHDAY TO YOU!"

IN ALL YOUR DAYS OF SHOWMANSHIP

DANCING LADY

"Shes dancing with joy in your heart!"

WHAT M-G-M MAKES
A MUSICAL PICTURE!

"She's Dancing With
Joy in Your Heart!"

YOU'LL REMEMBER NOVEMBER!
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WARNERS TO CONTINUE SERVICE CHARGE FIGHT

(CONTINUED FROM PAGE 1)

Association with Duovac and General Picturco, the plaintiff companies will seek to extend the scope of the action to cover service charges. The temporary injunction obtained against Warners last July, on the ground of interchangeability and equipment parts, has not been maintained.

A motion for triple damages in connection with this suit has been filed by Warner Bros., before Judge Neils. His court this week denied a plaintiff's motion for a bill of particulars and also another motion seeking to secure certain other information.

Commenting on the suit for triple damages, Erpi last night observed: "There is nothing new in these suits. The issues involved have been in litigation for months. In connection with the preliminary injunction obtained by Warner Bros., and associated plaintiffs last summer the statement said: "No attempt was ever made by Erpi to enforce the first of these provisions (providing for the furnishing of replacement parts by Erpi) and the latter (thought to limit distribution of pictures of producers' licensees to theaters equipped with Western Electric apparatus) appeared only in the original license to Vitaphone and the Fox companies in which it was used more than five years ago."

RKO Studio Budget Is Being Revamped

(CONTINUED FROM PAGE 1)

A week, reports that the present system of paying production costs out of current distribution grosses has worked to advantage, with the studio carrying less operation costs compared to previous years. At the same time production costs have worked to advantage, with the studio carrying less operation costs.

Merian C. Cooper is now recuperating from his illness and will resume charge of studio activities the first week in December. Zohbel is planning to return to New York in a few days.

Educational Signs More Names

James Melton, radio singer, has been signed by Educational for the notable Song Hit Shows subject, "The Last Dogie," while Henry King and his orchestra have been signed for "Manhattan Lullaby." Benny Davis and James Hanley, song-writers, have also been engaged to do the music for Educational's second musical comedy.

"Henry" Goes Full Week

Setting a new precedent since it changed to its present split-week policy, the New Raro will play United's "Private Life of Henry VIII" for a full week, as it follows its engagement at the Music Hall.

NEW EXHIBITOR ASS'N IS FORMED IN OHIO

(CONTINUED FROM PAGE 1)

was chairman of the meeting and was named temporary president of the new organization. A committee of one member from each congressional district, to be named by the president, will meet in Columbus within 14 days to name permanent officers, adopt a constitution and by-laws and lay plans for legislative work.

The backers were principally exhibitors from Cleveland and Cincinnati, the former claiming to have spent $10,000 to defeat the Ohio amusement tax and failed.

Settlement Averts Studio Walkout Here

(CONTINUED FROM PAGE 1)

there. Controversy was brought to an end through an agreement reached by Pat Casey, chairman of producers' committee, and V. Johnson, business manager for the local.

The camermen's union had insisted that no cameramen could be brought from the Coast to work on pictures in its territorial jurisdiction. Producers pointed out, however, that various stars demanded that their own cameramen be used on their productions and generally they came from the Coast. The dispute was settled on a basis allowing employment of one Coast first cameraman on each picture but the producer must also pay for services of a cameraman identified with the New York local.

Debbie Puts Out New Tripod

A new type rolling tripod, an improvement on the so-called "dollies" in that it can be operated by the cameraman himself, steers like an auto, raises and lowers, and does not get in the way of the technicians, has been put out by André Debré, Inc. Combined with the ultra-silent Super Parvo Camera, this tripod is said to be the latest in studio equipment.

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Debbie Puts Out New Tripod

A new type rolling tripod, an improvement on the so-called "dollies" in that it can be operated by the cameraman himself, steers like an auto, raises and lowers, and does not get in the way of the technicians, has been put out by André Debré, Inc. Combined with the ultra-silent Super Parvo Camera, this tripod is said to be the latest in studio equipment.

NEW EXHIBITOR ASS'N IS FORMED IN OHIO

(CONTINUED FROM PAGE 1)

was chairman of the meeting and was named temporary president of the new organization. A committee of one member from each congressional district, to be named by the president, will meet in Columbus within 14 days to name permanent officers, adopt a constitution and by-laws and lay plans for legislative work.

The backers were principally exhibitors from Cleveland and Cincinnati, the former claiming to have spent $10,000 to defeat the Ohio amusement tax and failed.

Settlement Averts Studio Walkout Here

(CONTINUED FROM PAGE 1)

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**NEWS OF THE DAY**

Pittsburgh—M. J. Cullen, managing director of Loew’s Penn, will supervise the Alabama, which is opening for an indefinite showing under the title “I’m No Angel!”

Plymouth, Wis. — Fred Brown, Green Bay, has taken over the Majestic here from Mike Gilman.

Boston—Harry I. “Zippy” Goldman is now connected locally with Weldon Pictures, whose “Damage Lives” is playing its sixth continuous week here.

Kansas City — In 13 out of 23 towns on the local circuit this territory, “Dr. Bull” outgrossed “State Fair,” according to Gus Kubitek, Fox exchange manager.

Kansas City—High fidelity sound equipment has been installed by RCA Victor in the Coxy, Pittsburg, Kansas; Temple, Ferguson, Missouri; Mansfield, Mansfield, Mo., and Crocker, Crocker, Mo.

Fairfield, Me.—The Gem, operated by Gabriel A. Blason, is open again for business.

**Extensive Bookings on “Sighia Chi”**

Extensive bookings on “Sighia Chi” are reported by W. Ray Johnston, president of Mono-gram. It will open for runs at the Eckel, Syracuse, Nov. 9; Uptown, Kansas City, Nov. 18; six first-runs at RKO Theaters in the Omaha territory; RKO Palace, Cleveland, Nov. 17; Colonial, Eugene, Ore., Nov. 5; Hollywood, Salem, Ore., Nov. 12; Pantages, Albany, Ore., Nov. 19; Pantages, Portland, Nov. 9, and the Schine circuit in New York state.

Monogram’s “Broken Dreams” is currently playing the Fox, San Francisco, and has been booked for a first-run in St. Louis, Nov. 5, and the Castamba, Shelby, O., same date.

**Handling Monogram in So. America**

H. Staunton Wallach will handle Monogram product in South America, according to a deal just made by the Richoy Export Corp., foreign distributors of the Monogram product. Wallach will make his headquarters in Buenos Aires and will handle the following territories: Argentina, Brazil, Uruguay, Paraguay, Venezuela, Ecuador, Chile, Bolivia and Peru. Wallach formerly handled his own exchange in Buenos Aires.

**Seek Baby Schnozzle**

West Coast Bar, THE FILM DAILY—Hollywood’s maddest search for a film type casting is on. They’re looking for a baby that looks like Jimmy Durante. Schnozzle’s own child in his latest picture, “Joe Piscato,” the Reliance Production which will be released through United Artists.
MARX BROTHERS in Paramount's "DUCK SOUP"

Directed by LEO McCAREY

They can't take it, but they thought Dewey could. The FOUR MARX BROTHERS as they repel a gas attack with Bicarbonate of Soda in PARAMOUNT'S "DUCK SOUP".
General Ban on Duals Unlikely, Checkup Indicates

ASK CONTINUANCE OF RKO RECEIVER TILL NEXT MAY

Gen. Johnson Turns Over Code Conferences to Assistant

Thalberg Defends High Film Costs;
Predicts Classification of Houses

$170,197 Profit Reported Under St. Louis Receiver

Swope Offers Self-Rule Plan Under NRA

Joe Brandt is Dickerling For Rosen's Hitler Film

National Move Against Duals Is Not Likely to Materialize

No Reorganization Plan Formulated Yet for RKO

SAENGER GIVES BREAK TO INDEP'T PRODUCT

Cuba Resumes Censorship

The 1934 Film Daily Year Book Is A Liberal Education In Pictures—Advt.
ASK CONTINUANCE
OF RKO RECEIVER

(Continued from Page 1)

appointed, up to the Oct. 15 balance sheet on receipts and disbursements.
The consolidated profit and loss statement for RKO and subsidiary companies for the eight months ending Aug. 31, 1938, shows a loss of $8,350 claims, against a loss for 1932 of $10,695,503.29. The current eight months' loss is divided as follows: bankrupt subsidiaries from Jan. 1, 1938, to their respective dates of bankruptcy, $29,372.11; subsidiaries which have ceased operations, $419,931.11; service companies, $75,101.84; Radio City Theaters, $184,101.17; film companies, $1,441,847.86; Radio-Keith-Orpheum Corp., $4,104.53; theater companies currently operating, $284,154.84.

Debts of Subsidiaries
Theater operating and holding company subsidiaries of RKO that went into receivership or bankruptcy at about the same time of the appointment of a temporary receiver and offices for RKO were in the majority heavily indebted to RKO and the receiver has filed proofs of claim against their estates. The bankrupts are the Radio-Keith-Orpheum Western Corp., which is interested in the operation of five houses on the west coast; RKO Southern Corp., operating eight theaters in the South and Southwest, with Herman Zobell receiver for both; Cleveland Hippodrome Theater Co., with W. C. Thompson trustee in bankruptcy; Toledo Theaters and Realty Co., operating two theaters in Toledo, with Stephen J. Balog and William B. Welles, receivers; Orpheum Theater Co. of Indiana, operating seven theaters in Indiana, with Hugh G. Keegan as receiver; RKO Theaters Operating Corp., operating seven theaters in Chicago and St. Louis, with the Irving Trust Co. was appointed receiver, and the Orpheum Circuit, an indirect subsidiary of RKO owning stocks of 40 theaters, vaudeville booking and allied companies interested in the operation of 72 theaters in the west and middle west, for which Irving Trust was appointed receiver, but later withdrew and Marcus I. Ilman was elected successor trustee on Sept. 28, 1938.

$23,985,145 in Claims
Claims amounting to $23,985,145 have been filed against RKO in addition to an undetermined claim of Rockefeller Center, Inc., which is based on the breach of lease covenants by RKO for rent on the 22,500 square feet of vaudeville space in the RKO Building. Eighteen contingent claims amounting to $17,295,509.80 are listed as being based upon rent guarantees or direct leases, excluding the Rockefeller Center claim. Nineteen contingent claims amounting to $4,581.7, 714.70 are based upon guarantees of financial obligation, eight claims amounting to $812,031.05 are founded on alleged breach of contract, 14 claims for goods and commercial services rendered amount to $21,399.84, ten claims for other services rendered which include legal fees and banking charges amount to $14,676.38, three income tax claims amount to $259,763.13 and eight miscellaneous claims amount to $199,567.45.

In the report the receiver points out that RKO has a funded indebtedness of $16,330,708.76 consisting of notes and debentures outstanding in the following amounts: $2,814,500 of 6 per cent gold notes; $1,825,208.75 of 6 per cent secured gold notes, and $11,600,000 of 10-year 6 per cent sinking fund gold debentures, and that subject to further order of the court, holders of these securities have been exempted from filing claims.

58 Theaters Dropped
Considerable space is devoted to an analysis of RKO theater operations in which it is shown that 58 theaters out of 62 are dropped and that since the inception of the receivership "theater rents per annum have been reduced by approximately $250,000." The report also states that "the results of operations indicate that the policy of eliminating vaudeville in order to reduce expenses and so reduce admission prices during the depression was sound." Reductions in salaries of executives and the cutting down of floor space in the RKO Building are also mentioned as contributing to the general cut in costs.

Radio City Losses Explained
Operations of the Radio City Music Hall and RKO Roxy are brought to light in the report, which reviews the losses sustained during the first month of operation, but because of the improvement in net receipts, the receiver states that operations should continue and that it is "reasonable to assume that the Radio City theaters can be conducted on a profitable basis hereafter.

"The income from the theaters is now placed in a new special account to be applied, first, to the payment of operating expenses of the theaters; second, to the maintenance of a working fund of $100,000; third, to a reserve fund not exceeding $25,000 for the payment of accrued operating expenses; and fourth, to a rent payment of $50,000 per month to Rockefeller Center, Inc. One-half of any balance remaining at the end of each month is to be paid to Rockefeller Center, Inc. as additional rent for theater operating subsidiaries, and one-fourth into a special Reserve Fund account.

Johnny's Assistan Takes Code Confab

(Continued from Page 1)

the time to the code. Asked if he meant to plan to get the code to the White House before he leaves office today, he said that it did not, and replied to a query as to whether there would be any substantial changes in the draft he said they "may be some minor ones." It has not been established whether the code can go to the White House if his absence if it does not do so before he leaves.

Col. Lea's office last night said there is no way of determining if the code will go to the White House before Johnson leaves. His failure to say so so far seems to indicate that the draft is approved in Johnson's absence, it will have to be sent to him for approval and sign nature.

Radio Pictures Operations
Referred to RKO Radio Pictures, the report states:

"Recent operations of RKO Radio Pictures, Inc. and RKO Path Pictures, Inc. for the period from Jan. 1, 1938, to Sept. 30, 1938, compared with the corresponding period in 1932, also indicates an improvement. During this period, total income declined from $15,942,541 in 1932 to $14,212,505 (estimated) in 1933, while the operating loss (before accruing interest on indebtedness of which has been suspended) dropped from $1,779,322 in 1932 to $703,747 (estimated). In connection with the expiration of the lease, RKO is a vaudeville circuit which has been in the hands of the receiver for more than two years, having been opened during the current year, and particularly during the early months of this year, the over-crowded theaters, production of which is completed or started prior to receivership, were being amortized. At the present time, amortization is decidedly less than during the corresponding period of last year, or during the early months of this year. This factor, together with the maintenance of a level release schedule, the quality of the pictures being released, and the increasing attendance at theaters, has resulted in the picture companies showing decided profits in recent weeks."

No plan for reorganization has been formulated to date, to the knowledge of the receiver, the report concludes.

N-E-W-S O-F T-H-E D-A-Y

Princeton, Wis.—The Opera House is scheduled to reopen some time in December under the direction of Mrs. C. F. Thomas.

Shelton, Conn.—A safe containing about $200 in cash and some valuable papers was stolen from the Shelton a few days ago. Morris Hadelmann is owner and manager.

Woonsocket, R. I.—The Park has added vaudeville.

Granite City, Ill.—Roy Parsons has transferred the Rialto to Lohr & Jones. The house has reopened.

Virginia, Ill.—William J. Mathews has reopened the Virginia.

Mounts, Ill.—Bud Lawler has taken over the Roxy.

Metropolis, Ill.—The Elite has reopened.

St. Louis—Clarence Goethe is the new owner of the Grant, formerly the Annex.

Hannanville, Mo.—The Community has closed.

Grand Rapids, Mich.—The Fairmont has been bought by Joseph C. Chervenke from E. C. Gordon.

Sparta, Mich.—The Our Theater, only house here, has been reopened by Homer Dillinebeck.

Addison, Mich.—The Merryland, the only local house, has been dismantled.

(Continued from Page 1)
ENERAL DUAL BAN
SEEN AS UNLIKELY

(Continued from Page 1)

pointed out that they have no general policy under which cases pro-
bhibit the playing of their pictures and that dual bills are inserted in film
contracts, and declared they have no tention of adopting such a plan.

TWO majors, Warner-First National
and M-G-M, at present are perating on general policies prohib-
itive of their pictures on dou-
ble screens.

At the recent Washington indus-
try code conferences independent
producers expressed fear that their
pictures might be entirely wiped out
through first-line companies adopt-
ning this procedure. Sol. A. Rosen-
stein, Deputy Administrator, at the
same time emphasized the fact that if
such a move proved a collusive one,
companies involved would be liable
for prosecution under the federal
laws. There is nothing in the sta-
tutes, however, to prevent compa-
nies from individually adopting the
practice in such a move develop-
ed, its opponents could protest to
local grievance boards to be set
under the industry code, it was
stated.

FRANK STIRLING DEAD

Utica, N. Y.—Frank Stirling, ac-
tor, teacher, author, and at one time
operator of a movie house in New
Zealand, died here Tuesday night
after a long illness.

FATHER COUGHIN IN FILM

Detroit—"The Fighting Priest," a
biographical story interspersed with
newsreel cuts of Rev. Fr. Charles E.
Coughlin, radio preacher, will be made
and released by Mirror Productions, local
company, which has just appointed Joe
D'Onnell sales manager. Mirror also
is releasing some musical shorts in color.

THALBERG DEFENDS
HIGH FILM COSTS

(Continued from Page 1)

issue of the "Saturday Evening Post."

Spending an extra $100,000 on a
picture is not extravagant when it
turns a possible flop into a hit that
will gross the extra cost in the first
days of the theater, Thalberg said.

Citing figures showing that prod-
ucts on the total income of theaters even in the
pression period, Thalberg said it is in distribution that overhead is

too high. He also advocates fewer and better pictures, contending that
150 pictures could make more money for producers than 700, and, as
by closing certain houses, make more money for theater owners, even af-

Ter the cost of the closed
houses, necessarily. He says a good
picture even now will gross more in its
second or third week than a poor
picture in its first week.

FRUDENFELD LEAVES DETROIT
FOLLOWING RKO-FOX POOL

(Continued from Page 1)

"Vanities," booked for the Downt-

(Continued from Page 1)

"Est 'Em Alive" at Cameo
"Est 'Em Alive," animal picture
made by Harold Austin, opens to
orrow at the RKO Cameo.

Another N. R. A.

According to an authoritative exhib-
itor report, based on selling season
traditions, the N. R. A. means "No Reduc-
tions Allowed."

WARNERS SIGNS DOLORES DEL RIO

at Coast Burrow of THE FILM DAILY

Hollywood—Dolores Del Rio has
signed with Warners for their next
Bar," the Al Jolson picture, she
places Ann Dvorak, who is busy
"Massacre."

WALTER RODERMICH

dies after six years

of service with Warners.

WALTER RODERMICH

At the Warners studio, Walter
Rodermich, assistant to Al Jolson,
died recently after a six-year ser-
vice with Warners. Roder-
mich was a color expert and

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orrow at the RKO Cameo.
COMING AND GOING

BEBE DANIELS and PAULINE GALLAGHER arrive at the Warwick today from the coast.

AL ROCKETT, Fox producer, in New York from Hollywood, will remain for about 10 days, during which he will see the new shows and scout the material.

MR. and MRS. ALBERT HACKETT have arrived at the Lombardy from the coast.

FRANK ELLIOTT has returned to New York from the Coast with the intention of doing a play.

Musical Exploitation Dept.

Added at Fox Film Studios West Coast Bureau of THE FILM DAILY

Hollywood—Due to the many musicals in production at Fox, the company has set up an exploitation department to its musical division. Tubby Garron, professional representative on the coast for Movietone Music Co., subsidiary of Fox Film, has been assigned to the film company by Sam Fox to head this department, working closely with James O’Keefe of the Fox Film music department. He will also act as liaison man between the picture production department and the music publishing house.

The new department was set up to install Guild contact of the large orchestras throughout the country and otherwise to help the exploitation of the songs.

Behan Left $357,534

A net estate of $357,534, after deduction of taxes and administration expenses, was left by George Behan, silent film star, who died in 1928, it was learned this week through the filing of a transfer tax appraisal.

Old Howard Charges Libel

Boston—Suit of the Old Howard against the Watch and Ward Society is for alleged libelous statements in the latter’s annual report, not due to closing of the house, it is now disclosed.

DETROIT NOTES

Detroit—as a protective measure, coincident with shift of management at RKO Downtown, two-week notice has been posted for stage hands, clerks, janitors and on operators at the Michigan. Publix has dropped stage shows at the Ramona. Jakes Schreiber’s former Midwest, previously the Woodward, has reopened as the Blackstone No. 2, with John Warner as manager. Tom Kirk succeeds Warner at the Colonial.

Lew Kane’s new house, the Mayfair, has closed for M-G-M product. Vic Greztiner has opened Motion Picture Supply Service.

Frank Yoskowitz, former owner of the Amo, is now managing the Fordsom.

Grand Theater, Inc., has been incorporated by Thomas W. Laneaster, Arthur A. Archer and Gustave W. Bostup. They upgrade the Grand, and Thomas J. Sullivan is house manager.

Prince of Wales Film in Toronto

Toronto—Earl Besborough, Governor-General of Canada, accompanied by his Excellency, Lord Louis Eden, father of Prime Minister of England, and Countess Eden, visited the Theatre Tivoli last night to view the first showing in Canada of the latest British release, "The Prince of Wales," in which the Prince of Wales himself plays the leading role.

"BROADWAY THRU A KEYHOLE"

with Constance Cummings, Russ Columbo, Paul Kelly, Blossom Seeley, Gregory Ratoff. Hug O’Connell, Texas Guinan United, CLASS A, 75 mins.

ENTERTAINING PRODUCTION BASED ON RACKETEER ROMANCE IN BROADWAY NIGHT CLUB BACKGROUND.

It may turn out that audiences expect from its Walter Winchell title, this 20th Century offering is a satisfactorily entertaining affair. Instead of presenting “keyhole views” of Broadway, it unfolds a romance involving a racketeer, admirably played by Paul Kelly; a child- hood sweetheart, Constance Cummings, who truly loves and builds up to night club fame, and a crooning orchestra leader, Russ Columbo, the real heart interest in Connie’s life. After all this there is not much about how the girl feels, the racketeer magnanimously steps aside in favor of the crooner.

The story is little more than a routine affair, but by the grace of Lowell Sherman’s intelligent direction, good performances by the foregoing as well as by Hugh O’Connell, pal of the racketeer; Grant Withers, Eddie Foy Jr., Blossom Seeley, tuneful songs and chorus novelties it totals up with a passing mark.

Cast: Constance Cummings, Russ Columbo, Paul Kelly, Blossom Seeley, Gregory Ratoff, Texas Guinan, Hobbart Cavaugh, C. Henry Gordon, William Forrest, Helen Jerome Eddy, France Williams, Abe Lyman and Band, Eddie Foy Jr., Barto and Mann.

Director, Lowell Sherman; Author, Walter Van Tilburg Adams; Adapted by Gene Thayer, Graham Baker; Cameraman, Barney McGill; Music and Lyrics, Harry Revel, Mack Gordon; Dance, Jack Haskell; Editor, Maurice White.


"EINSTEIN IN MEXICO"

Sal Lester, 100 mins.

PORTIONS OF SUPPOSEDLY CONVERSATIONAL MATERIAL NOT SHOWN IN "THUNDER OVER MEXICO" LIMITED TO SPECIAL APPROVAL.

Compiled to supplement the previously shown "Thunder Over Mexico" and containing about 5,000 feet of material filmed entirely in Mexico, this picture originally titled "Qui Vive Mexico." This short feature holds no direct entertainment value and its appeal is pretty much limited to a small special circle. Chief interest in the new footage centers around the controversy that has been raging around Upton Sinclair, sponsor of the picture, over the supposed political nature of the material. A viewing of the disputed scenes, however, reveals no cause for all the fuss, unless speaking apparently not apparent to the ordinary layman’s eye. The compilation starts out with a series of parades showing Mexico’s policemen, soldiers and even firemen showing off their marching style and best raiment. Then comes a long series of close-ups of native types, some fiesta scenes with merrymakers indulging in sensuous dances and numerous canoes, a few bits of religious matter, and other random incidents such as a wandering newsreel cameraman might catch. Photography is a highlight, of course, and composition of scenes have a certain distinction from an artistic standpoint, aided by the happy happy nature of the material as a whole, from the standpoint of the audience seeking entertainment, it is too long a dose of what more or less amounts to just a series of pictorial postcards.

Cast: All Native.

Director, Sergei Eisenstein; Cameraman, Eduard Tisse.

Direction, Uncommercial. Photography, Unusual.

"GALLOPING ROMEO" with Doris Hill and George Hayes

Monogram—60 mins.

SATISFACTORY WESTERN SHOULD HAVE NO TROUBLE PLEASING THE OUTDOOR ACTION FANS.

Although the ingredients of this production are not likely to conjure up any of the finer lines of its type, the handling is marked by touches of freshness that should make it a good entertainment and go for westerns. The principal enjoyment is provided by Bob Steele and his team- worker, George Hayes, who plays the part of an old cuss in a manner that just about steals many of the scenes. The two lads make a likeable pair of galloping troubadours who are always getting into scrapes, but who are good guys at heart despite their outward appearances to the contrary. The feminine interest is supplied by Doris Hill, as the daughter of a blacksmith who figures in the story as the head of a holdup gang, and remainder of the cast is comprised of other seasoned outdoor performers, such as Jack J. Clark, Ed Brady, Ernie Adams and others, and the directorial work of R. N. Bradbury is above average. It is a Paul Malvern production. Cast: Bob Steele, Doris Hill, George Hayes, Lafe McKee, Ed Brady, Frank Ball, Ernie Adams, George Nash and Earl Dwire.

Director, R. N. Bradbury; Author, R. N. Bradbury; Adapted by Malvern and Ed Brady; Cameraman, Archie Stout; Recording Engineer, Glen Rominger.


THE INDUSTRY’S DATE BOOK

Today: Hearing on code for music publishing industry; Sol A. Rosenblatt presenting; Chair of Commerce Building, Washington.

Tomorrow: Meeting of independent exhibitors, Hotel Astor, New York, N. Y. (p. 3).

Nov. 9: Public hearing on Burlesque Code.


Dec. 4: Kansas City Film Row’s Annual Ball, Pa-Pla, Kansas City, Ft. Hinsler, M-G-M manager, chairman.

Dec. 3: Motion Picture Salooner’s twelfth Annual New Year’s Dinner-Dance, Hotel Pla New York.

Psychologist Attacks Star-Rating System

Rating of films by the use stars and half stars is an imprecision, according to W. W. Hubbard, Ph.D., D.D., vice-president of Psychology Publishing Co., in a statement citing particular ratings given "The War Changes" and "The Story of Temp Drake." The former picture received two stars and the latter stars. Hubbard points out that the basis of four stars as the maximum for pictures, as in "The World Changes" received only 10 per cent rating, which he considers far below the picture’s obvious merits in the way of historical interest to the youth of America, as well as acting and production values. By comparison, Hubbard says "Thunder Over Mexico" was overrated by the critics.

The "ridiculously cumbersome half-stars" also are attacked by Hubbard, who says that, if for stars are not enough to carry the system, the number should increased to five or more.

Keaton to Appear Abroad

Buster Keaton will sail for Europe the middle of November to play eight weeks of vaudeville in England, France and Germany and perhaps appear in a Gaumont- Brittan picture.

Four Weekly Changes for Plaza

Leo Brecher’s Plaza on East 58 St. will go to four changes weekly instead of three, starting Saturday.

BIG NEWS

AS SEEN BY THE PRESS AGENT

"For a brilliant royal reception scene in "Queen Christina," Greta Garbo wears a court gown that took 18 women six weeks’ time to make." —M-G-M
PLAN OF SELF-RULE
UNder NRA OFFERED

(Continued from Page 1)

at General Electric, coincident with his resignation from the Industry Advisory Council of the NRA. Under the plan, there would be local boards of control, with the government sitting in and exercising the powers to punish code violators, and with the Federal Trade Commission and Department of Justice as ultimate courts for controversy.

Johnson said last night that such government men as all code violators will not have voting power, they will have power of veto.

DeMille Readyng "Cleopatra"
at a Coast Bureau of THE FILM DAILY Hollywood—Cecil B. DeMille is giving a languid Hawaii an exhibition of knee energy, working with both speed and care to complete his current and get the next film production underway. He is spending his daylight hours filming scenes for "Four Lighted People," with Claudette Colbert, Herbert Marshall, Mary Boland, and William Frawley, and is ending his nights working with clott Carmack in the Hollywood public library, preparing the script for "Cleopatra." Miss Bert will be starred in the latter.

waukegan Union Filing New Bill
Chicago—A new complaint charging additional charges will be filed by the Independent M. P. O. on, whose action against the I. T. S. E. operators' union was dismissed a few days ago by the court.

Birg Plans Hollywood Biography
of Paul "Birg," who returned to New York yesterday from Hollywood, where he supervised the preparation of the scenario of "Naples: His Life and Loves," in which the National will star Edward G. Robinson, plans to write a biography of the cinema capital.

Louis Theater Opens Tomorrow
at Louis—Reopening of the St. Louis Theater under the Fanchon & Crosoo banner is slated for tomorrow. Stage shows and pictures will please the policy.

Jinxed
West Coast Rev., THE FILM DAILY
Hollywood—The run of "Jinxed," which forced two young actresses to drop out of the leading role of "Eight Girls in a Boat," which Charles B. Rogers is producing for Paramount, has been lengthened. Dorothy Wilson, the third leading lady in the "Jinxed" troupe, has had. Miss Wilson was stricken with kleig eyes as a result of working on "Jinxed." Open arc lamps were needed. She will need several days rest, according to Dr. M. S. Strother.

A LITTLE from "LOTS"

By RALPH WILK

HOLLYWOOD

NORMA SHEARER'S first M-G-M vehicle since her return from Europe received its "big title" yesterday by being released as "Blind Tide," the original by Charles MacArthur, to be produced by Irving Thalberg. Edmund Goulding will direct and production starts in about two weeks. Thalberg has also completed arrangements for "Stealing Through Walls," the direction of Ernest A. Roydow Brown.

Gordon Wong Wellesley is one of the busiest writers in England. Having finished the stories and adaptations for three pictures, he starts work at once with British International, collaborating with H. F. Maltby on a story now titled "Over the Garden Wall," for which he will also do the direction.

By the way, Wellesley left Hollywood for England, so he could return under the quota and become a citizen. He went to work the first day he arrived in London and has been busy ever since. However, he is anxious to return to Hollywood and will do so as soon as he picks up a quota number.

Dorothy Gray, 10-year-old actress, is playing the most important role in the picture "As the Earth Turns," which Alfred E. Green is directing for Warner Bros.

Arrowhead Hot Springs has been setting the number for a gay barbecue and informal tennis meet that was held May 21st. Mary Robinson and a party of friends enjoyed an outdoor supper one evening. Elzie Brackett and Bertie Brackett have been batting at tennis every morning and then continuing competition in swimming in the pool. Eddie Cantor, who was at the Springs for several weeks, played tennis regularly.

Simile—As comfortable as a fan dancer in Alaska.

Eddie Sutherland is not afraid of "big, bad screen mothers." In fact, he threw a party for 15 screen mothers, proud mothers of movie actresses. The "matters" had their offspring in "Too Much Harmony," which Sutherland directed.

Ben Holmes, writer-director, is working with Joe Fields on the first story he will produce from the leading role of "Eight Girls in a Boat," which Charles B. Rogers is producing for Paramount. Flat Dorothy Wilson, the third leading lady in the "Eight Girls in a Boat" troupe, has left. Miss Wilson was stricken with kleig eyes as a result of working on "Jinxed." Open arc lamps were needed. She will need several days rest, according to Dr. M. S. Strother.

Maude Eburne, Helen Freeman and Ethel Griffies are the latest additions to the cast Columbia is assembling for "Fog," which Albert Rogell is directing. Donald Cook and Mary Brian are playing the parts with Reginald DeMille, Edwin Maxwell, Wallis Clark, Reginald Barlow, Robert McWade, Samuel Hinds and G. Pat Collins.

Wallace Beery, Mona Maris, Donald Reed, Katherine DeMille and the other members of the cast of "Viva Villa" have gone on to Mexico, where they will be directed by Herbert Brenon. "Viva Villa" is being produced under the supervision of Herbert Brenon. "Viva Villa" has been photographed and Beery will at once take over the title role.

Paramount has added Adrienne Ames, Jack LaRue and Roscoe Karns to the cast of featured players for "The Trumpet Blow." George Raft will have the leading male role, under the direction of Raoul Walsh. Production will begin as soon as Raft completes his present role, with Fredric March and Miriam Hopkins in "All of Me."

William Anthony McGuire's original screen story, "Distillation," has been purchased by Fox for production by Sol M. Wurtzel.


Constantine Bakaleinkoff will do the background musical score for Columbia's "Let's Fall in Love."

Sam Hellman, short story writer and master of slang humor, has been hired by Paramount to write special dialogue for "The Search for Beauty."

Sue Carol has the heroine role in Columbia's "Straightaway," opposite Tim McCoy.

H. B. Franklin Opens Offices
West Coast Rev., THE FILM DAILY
Hollywood—H. B. Franklin, independent producer for Paramount, is making a square deal on the world's biggest Sting of "The Girl Without a Room," a musical, and musical numbers, but they are sung by the three featured players, Charles Farrell, Charlie Ruggles and Marjorie Reynolds, Miss Reynolds assisted by Walter Woolf, Teddy Mackay and a vocal group. The picture is now in production under the direction of Ralph Murphy.

SAENGER GIVES BREAK TO INDEP'T PRODUCT

(Continued from Page 1)

and other indie features also have been bought through Bromberg Attractions to play the Affiliated as well as United subsequent runs. Bill Shields also has closed with United and Affiliated to play four indie serials.

Blind Campaign for "Little Women"

An extensive national campaign is planned by RKO on "Little Women," new Katharine Hepburn picture. The press book, now being prepared under supervision of Robert P. Sherwood and S. Barret McCormick, will include tieups with Western Union, Eduard Steinberg of the book, needlework manufacturers and other firms, in addition to a magazine facitization of the novel and various newspaper stunts.

Run Determines Price for Play

Following the tendency of film companies to pay for the Broadway plays on the basis of length of run, Paramount's deal for "Sailor, Beware," calls for a minimum payment of $42,500 and a maximum of $75,000. M-G-M also is expected to pay about $75,000 for "A Woman's Life." Another recent Paramount acquisition, "Double Door," will likewise get a big price.

Kinetoscopede Adds Releases

Among newly added releases on the Kinetoscope program for this season are "Kiddnapping Gorillas," Thalberg's Russian feature; "Alice in Wonderland," six-reel talker in English and Main Stem, one-reel made in Hollywood. Two earlier German releases, "Eine Liebesmacht" and "Eine Nacht Im Paradise," also are being distributed by Kinetoscope, along with a number of other foreign productions.

Birmingham Poster Firms Merge

Birmingham — Stock of Premier Poster Exchange has been purchased by and merged into Alabama Poster Exchange.

Reopening After Five Years

Hattiesburg, Miss.—Dark for five years by the Faber Co. is to be reopened by Saenger Theaters. Contracts have been let for putting the house in shape.

Musical Sans Chorines

West Coast Rev., THE FILM DAILY
Hollywood—Charles R. Rogers, independent producer for Paramount, is making a square deal on the world's biggest Sting of "The Girl Without a Room," a musical, and musical numbers, but they are sung by the three featured players, Charles Farrell, Charlie Ruggles and Marjorie Reynolds, Miss Reynolds assisted by Walter Woolf, Teddy Mackay and a vocal group. The picture is now in production under the direction of Ralph Murphy.
DO I EA
in Paramount's "CRADLE SONG"

"Maedchen in Uniform" definitely proved DOROTHEA WIECK'S great potentialities. PARAMOUNT... the only company that brought forth two great stars in the past year, MAE WEST and BING CROSBY... has taken great care to develop these by providing Miss Wieck with an exceptionally fine screen play written by Marc Connelly, author of "Green Pastures."

Directed by Mitchell Leisen
Loew's, Inc., Reports $4,034,289 Profit for Year

ALLIED GROUP CONCLUDES CONFERENCES ON CODE

42 Features of Sociological Value Released Last Year

High-Cost Films

"fewer and better" a fallacy

By DON CARLE GILLETTE

A SOUND and convincing argument in favor of high-cost films is put forth by Irving Thalberg. Adding another $100,000 to a negative, order turn to it a miss into a hit, not only is a profitable investment when you consider that on the basis of a mere 5,000 playdates the extra cost represents only an average of $20 more per theater, while the gross may run to twice as much as it might have been.

Actually, as Thalberg figures it, the extra $100,000 is recovered by the time the pictures have played a dozen major theaters, here the difference in gross between a good and a bad film runs anywhere from $5,000 to $20,000 or more.

Then there are the holdovers, grossing one on the second week of a good picture plan on the first week of a poor one.

CONSTRUING this principle as grounds for fewer and better films, however, is somewhat of a fallacy.

A definite and large audience exists for the cheaper brand of product—an audience that gets more satisfaction out of a modest western action picture than out of a Berkeley Square.

If the industry limited its output to about 200 high-quality films, it would mean a loss of most of this patronage, without any compensating gain.

Producing pictures for the less cultivated tastes is no different from mercantile catering to the masses who buy two-dollar suits, three-cent cigars and five-cent weeklies.

Quality, universal appeal and box-office do not always coincide, and audience satisfaction is the thing that counts in the long run.

Better than to restrict production is the plan, oft suggested here and elsewhere, to classify exhibits into "A" houses offering quality entertainment at commer- catory prices, and "B" and "C" houses presenting speciality attractions and inexpensive pictures at low admission for ans who are not particular except in the matter of price.

Both producers and exhibitors are becoming more and more convinced that this system would work out best.

Nat'l Review Board Lists Worthy Films—Name Dr. Kirchwey Chairman

Forty-two features of sociological value were released in the year ended Oct. 1, according to one of a series of annual pamphlets compiled by the National Board of Review and issued yesterday, coincident with the announcement that Dr. Walter Green, president of National Theater Supply Co., yesterday.

Equipment Biz Up 19%

Theater equipment business has increased 19 per cent as compared with this time last year, said Walter Green, president of National Theater Supply Co., yesterday.

SETTLEMENT OFFERED BY G.T.E. RECEIVER

Wilmington, Del.—An order was issued by the Chancery Court yesterday directing creditors of General Theaters Equipment Corp. to appear here Nov. 17 and show cause why Senator Daniel O. Hastings, receiver for G.T.E., should not be authorized to agree to a proposed settlement of controversies between him, the Fox Theaters receivers and others. The settlement proposes, among other things, that Senator Hastings shall deliver to Fox Film the stock in Moviectone News which (Continued on Page 8)

NEW COMPANY PLANS

SERIES OF FEATURES

A series of pictures at a cost closely approximating major company productions is announced by Southwestern Producers, Inc., said to be capitalized at $1,250,000, with Betty Lou Blount as president, First will be "Way Down South." Also in preparation is a special ten- (Continued on Page 8)

Merian Cooper to Rest For Five More Weeks

West Coast Bureau of THE FILM DAILY

Hollywood — Merian C. Cooper, vice-president in charge of the RKO studios, will return about Dec. 11 to resume active supervision of all pro- duction activities, says B. B. Ka- (Continued on Page 8)

Santell Reports Britons Making Rapid Progress

With British producers embarked on a policy of using American "names" in their productions, their plans for the current season take on a "formidable" aspect, declared Al Santell, director, in New York yester- (Continued on Page 8)

Earnings of Loew's Show Gain In Last Quarter of Fiscal Year

Not Holding Second Parley On Supply Dealers' Code

The theater supply and equipment business will be covered by the major wholesale code and not be rep- (Continued on Page 8)

The Standard Book of Reference Is The Film Daily Year Book.—Advt.

Suitable Material Scarce

Al Rockett, Fox production executive in New York looking at plans, yester- (Continued on Page 8)

No Comment Forthcoming on Results of Further Code Parleys

By WILLIAM SILBERBERG

WASHINGTON—Allied hands yester- (Continued on Page 8)

NEW TAX MEASURES

ALARM MO. EXHIBS

St. Louis—Impending tax situation in the state legislature is "very alarming," said Fred Wehrenberg, M.P.T.O. president, on his return from Jefferson City. One bill would place an additional tax of from 10 to about 10 per cent on admissions, while the other, said to have small chance of passing, calls for a special film rental tax on a footage ba- sis. Wehrenberg deplored the dis- (Continued on Page 8)

Launch National Drive Against Rental Demands

Launching a national campaign to enlist exhibitor unit support against high percentage demands and select- (Continued on Page 8)
Four Cleveland Circuits Signed for Warner Lineup

Cleveland—Milko Mooney, Warner branch manager, has arranged with the Cleveland circuit for a 25 percent deal on the Warner-First National and Vitaphone product with the Paul Greenberg Circuit operating 10 houses, Leftkonoff and Greensberg Circuit operating 15 theaters, Moe Horovitz Circuit operating 10 houses, and Associated Theaters operating 23 houses.

Music Code Thrown Out

Washington—Due to price and discount provisions, the music code was thrown out at its hearing yesterday. It is to be revised to conform to NIRA policies.

Plunkett Sues Para. Over "M"

Foremost Pictures, headed by Joe Plunkett, has filed suit in Supreme Court for $100,000 against Paramount charging breach of contract for distribution of "M," a Famous picture. George Schaefer, Emanuel Cohen, and Cecil B. De Mille, producers of "M," are made defendants. Saul E. Rogers is attorney for Plunkett.

Upstate Theater Staff Changes

Buffalo—Spencer Baker is now managing the Broadway. J. R. Osborne is managing the Colonial, Elm, J. G. Freehand is managing the Canisteo, Canisteo. G. Rosing, former owner, is now running the Coliseum. George Gerson is managing the Laurel, Binghamton.

Barrie Play for Helen Hayes

"What Every Woman Knows" play by J. M. Barrie in which Helen Hayes appeared on the stage, has been purchased by M-G-M as a starring film for Miss Hayes. It will be an Irving Thalberg production.

Fears Price War in St. Louis

St. Louis—Announcement of a 25 to 40 cents scale at the St. Louis, being reopened today by Fanchon & Aro, has caused tremendous concern over possibility of a price war.

Terry-Toon at Music Hall

"Beanstalk Jack," Terry-Toon released by Educational, has been booked by the Music Hall for its current bill.

Edward J. Carney Dead

Buffalo—Edward J. Carney, as managing editor of Sheen's Century, died Oct. 30. He is survived by a widow, one brother and two sisters.

Patrick M. Kelley Dead

Youngstown, O.—Patrick M. Kelley, 60, owner of the A-Mus-U in Youngstown, died last week at St. Elizabeth's Hospital here.

Comerford-Product Pread Dead

M. E. Comerford circuit has signed Paramount product for 1933-34.
"BERKELEY SQUARE" PROVES ANOTHER FOX MOP-UP!

Radio City Music Hall (5,945; 35-55-75), 'Berkeley Square' (Fox) and stage show. Two-a-dayed at the Gaiety, after an intervening week's rest, this one is doing remarkably well over here and may get $90,000.

Clipping from "VARIETY"

BERKELEY SQUARE

Leslie Howard
Heather Angel
Valerie Taylor * Irene Browne * Beryl Mercer

From the play by John L. Balderston
Directed by Frank Lloyd
Jesse L. Lasky Production

NEW YORK—at Radio City Music Hall...tremendous after six boom $2 weeks at the Gaiety.

PHILADELPHIA— at the Locust...6th smash $2 week.

CLEVELAND—at the Hippodrome...outstanding at pop prices...beating "Paddy" and "Dr. Bull."

CINCINNATI—at the Lyric...smash...packing them in to 50% over previous week.

Just the beginning of a golden story that will be heard the country over!
The dancing numbers are peppy, tuneful—with BIG NEW MUSICAL IDEAS!

MAX BAER
THE SCREEN'S NEW "IT" MAN!
BOX-OFFICE MEASUREMENTS!

"Max Baer destined to go places on the screen." — M. P. HERALD

"Just as Mae West flamed across the screen, so looms the new personality, Max Baer." — M. P. DAILY

"Baer a surprise. Wins an easy decision!" — HOLLYWOOD REPORTER

"A body that will set the femme fans on edge." — COAST VARIETY

SHOWMEN!

"PRIZEFIGHTER AND THE LADY" has been previewed East and West. It comes to your screen with more sensational advance attention than any picture in years. Thousands of Exhibitors have contracted for it already and therefore the sole purpose of this advertisement is to urge you to GET BEHIND IT! M-G-M has prepared a SPECTACULAR brand of Showmanship for a SPECTACULAR picture! Joyfully presented by

M-G-M

10th Championship Year Hit!
You’ve never seen THIS HEPBURN!

**ELECTRIC**
in "Morning Glory"

**DYNAMIC**
in "A Bill of Divorcement"

... and now, the

**VERY SOUL OF ROMANCE**
in America’s best-loved love story that brings a new enchantment of sheer loveliness to glorify the screen!
Katharine Hepburn in Louisa M. Alcott's Little Women

With Joan Bennett, Paul Lukas, Frances Dee, Jean Parker, Edna May Oliver, Douglass Montgomery • Henry Stephenson
ALLIED GROUP ENDS CODE CONFERENCES

(Continued from Page 1)
of the code, would make a statement, although Lea admitted the possibility that the code could go to the White House this week.

The proposed Swepe plan, with the government sitting by as umpire only, is in no sense approved by the Administration and in no way will interfere with the codes. Swepe's plan was opposed yesterday by Robert L. Lund, president of the National Manufacturers Ass'n and member of the NRA Industrial Advisory Board. Lund would keep trade associations separate from code organizations.

42 Sociological Films Released in Past Year

(Continued from Page 1)

George W. Kirchwey, internationally known sociologist, author and criminologist, had been chosen as chairman of the Board. Of the 42 pictures seen by the Board's reviewing committees and rated as having value in addition to entertainment, 39 are described as suitable for family audiences and 21 are appraised as "exceptional" productions.

Among the other pamphlets, which are distributed at 10 cents a copy, is a list of more than 100 Exceptional Films of recent seasons, also Films for Junior Matinees, Selected Book-Films, and Foreign Films Released in America.

New executive committee of the Board includes, in addition to Kirchwey, Dr. Frederic C. Howe, Walter W. Petit, Mrs. Miriam Suarez Price, Dr. Myron S. Bradley, LeRoy E. Bowman, Dr. Frank Astor, former Justice John R. Davies, Dr. Louis J. Harris, George W. Zehrung and Dr. William B. Tower.

New Company Plans Series of Features

(Continued from Page 1) tatively called "The Birth of Texas." George Melford is in charge of production, and release will be sought through a major distributor.

"Prizefighter and the Lady"

Revealing Max Baer as a film actor who bids fair to make the Clark Gables look up, the Monster picture yesterday sent a tough projection room on its possibilities, which means it ought to be a pusher. With Simon DeLancey, Miriam Hopkins, Myrna Loy and Walter Huston in the cast, plus a fight between Max and Primo that has never had its equal in a film story, the picture not only is an all-around audience attraction, but its exploitation possibilities are such that any exhibitor can clean up.

GILLETTE.

LOEW'S REPORTS

$4,034,289 PROFIT

(Continued from Page 1)

$1,450,762 profit reported in the in weeks, against $2,583,527 in the 12 first 40 weeks. Gross revenue $1,938,693.23 against $107,416,036.33 in 1932.

Not Holding Second Parle On Supply Dealers’ Cod

(Continued from Page 1)

officials having decided that the industry should be handled as a division and not separately, thus eliminating necessity of holding a second public hearing. The original code was rejected by Deputy Administrator Dameron as not representative.

Change in NRA attitude is understood to a decision that equity methods are still to institutions, consumers, not consumers according to the generally accepted definition of the word. The wholesale code will be devoted to trade practices while general labor provisions are covered by parent code.

Launch National Drive Against Rental Demand

(Continued from Page 1) meeting held under auspices of the Independent Theater Owners Ass'n yesterday afternoon at the Asto. The association's board met yester day with Felix F. Feist to discuss M-G-M's position in the film buying situation in New York City; other exhibitors managers have been invited to meet with the board in similar discussions.

Merial Cooper to Rest For Five More Week

(Continued from Page 1) hane, president of Radio Picture Cooper, absent for some weeks due to illness, plans a cruise in about two weeks, after which he will visit New York to line up stories for next season's program.

Para, Reorganization May Take Till Next Mar

Indications now are that the reorganizing Paramount Public relations reorganization will require until next March. Whether assets of the bankrupt corporation will be sold private or public sale has not yet been determined.

Muni Establishes Award

Walt Disney, "THE FILM DAILY"

Hollywood—Paul Muni has established the "Paul Muni Award" for cinema excellence in the College of Cinematography at the University of Southern California. The award goes annually to the student showing the greatest proficiency in motion picture study. The announcement of the establishment of the Paul Muni award was made by the University yesterday.

N-E-W-S O-F T-H-E D-A-Y

Minneapolis—Complete new Photophone High Fidelity sound apparatus has been installed in the Hennepin-Orpheum here by Mort Singer, and also in the RKO Orph eum in St. Paul.

Montgomery, Ala. — Robert B. Wilby has arranged for the installation of RCA Victor High Fidelity equipment in the Montgomery Street theater.

Leominster, Mass. — The Mort Shea Circuit has opened the Rialto.

York Village, Me. — The Community has been reopened by William Jackson.

Buffalo — Robert Ber MK is now covering Syracuse for United Artists.

Sign for Group Insurance

Portland, Ore. — Rialto Amusement Co. recently acquired a group life insurance policy from Prudential Insurance Co. of America for the protection of its 35 employees. Each employee is eligible to coverage in amounts ranging from $1,000 to $2,500 according to rank. The policy involves a total of $74,000 and is of the contributory type, the members sharing with the Rialto in the payment of the premiums.

Buffalo — George A. Mason, manager at the Hippodrome, and Robert A. Murphy, manager at the Century, both Shea houses, have exchanged jobs.

Buffalo — James A. Kelley, former manager of the Varsity here, is now managing the Strand and Cataract in Niagara Falls.

Syracuse — Harry Gilbert, well known western New York film man, died in a hospital here a few days ago.

Kansas City — Jack Stewart now is covering northwestern Kansas territory for Universal, formerly covered by Dan Myers.

Huntsville, Mo. — R. Parroge will shortly open the Capitol.

Soviet Film Premiere

"Spring." Soviet picture not previously shown here, will be the opening attraction the night of Nov. 18 when the new School for Social Re search opens a series of film show ings. "The Man With the Movie Camera" also will be on the bill.

"Man's Castle" Print En Route

A print of "Man's Castle," Frank Capra's film which was hailed at coast previews, is due in New York today.

Muni Establishes Award
Code is Expected to Go to the White House Today

**SALARY CONTROL CLAUSE TO FUNCTION MORALLY**

T. O. C. C. and I. T. O. A. Won't Support Allied Campaign

The industry code protest campaign initiated by Allied will not have the support of the T. O. C. C. Independent Theater Owners Association of New York, despite the fact that exhibitors units worked with 10,000 national theatermen's organizations at the recent Washington conference when they all walked out.

(Continued on Page 2)

**T. O. A. WILL SIGN IF CHANGES ARE MADE**

Provided the NRA effects certain changes in the industry code, as apparently the administrator Rosenblatt promised, the Independent Theater Owners Ass'n of New York will sign the draft, President Harry Backenstosis stated last night. Most important of the desired revisions is one giving equal representation on the code Authority to each of the classes involved in a dispute which affects it via the local zoning and revenue boards. Present is that (Continued on Page 2)

**1. Schnitzer Working On New Production Plans**

Having completed his contract to the four features for RKO release, M. T. Schnitzer, who is now in New York, will have his new production plans set within a few days. His next picture is "Goodbye Love," with Pola Negri.

**Equipment Code Hearing**

Washington, D.C.—Public hearing on the motion picture and radio code, of which the theater equipment code is now a part, will begin Nov. 13 under Arthur White- side, division administrator. The equipment draft is now being rewritten.

(Continued on Page 2)

**Large Use of Films in Child Education**

Atlantic City.—Use of films for education and cultural work was earnestly advocated at the closing session of the 33rd congress of the N. J. Parent-Teacher Associations here yesterday. One speaker, Mrs. Arthur C. Watkins, educational secretary and founder of the National Congress of Parent-Teacher Associations, declared that two-thirds of the "truck" children are required to study in the present educational system of the country is useless. Radio also was recommended.

Addition of 2 Houses Gives Brandt Boys 16

Increasing their circuit to 16 houses, the Brandt interests now acquired the Rialto, Newark, and the Halsey, Brooklyn. Former house, which is dark, has been operated by Warners. Later is an independent house, formerly run by Loew's.

**Expect Code to Be Presented To President Roosevelt Today**

Goldstein-Publix Deal On N. E. Houses Near

Deal under which the Goldstein Brothers, Nathan and Sam, will take over their New England houses from Publix is understood to be approaching the closing point. About (Continued on Page 2)
Salary Control Clause
Will Function Morally

(Continued from Page 1)
pected to be obtained through the power given to the Code Authority to make public the findings resulting from any investigation into the compensations of this class. This data, it is be-

lieved, will prove persuasive in connection with stockholders.

Promotions in the clause, which kick in on a production tempo at the coast, are no

mandatory upon the Code Authority but must be exercised by this national body, with the

consent of the Administration and in accordance with such procedure necessary. High-salaried ex-

ecutives figure importantly in the makeup of the Code Authority.

Furthermore, study was directed to the phrasing of the clause which, in part, pro-

vides that a sum not to exceed $10,000 may be assessed against any employer found to

be violating the forbidden practices. The wording does not specify merely "excess pay-

ment" but "unreasonably excessive payment," it was pointed out. This allows a greater
degree of latitude in interpretation and application. Additionally, in instances where producers are found to be paying salaries conflicting with the clause, no disturbance to the con-
tacts involved results.

Ben Blumenthal
Resuming Activity

(Continued from Page 1)
made between two companies. He
formed Efa Productions in Germany and
brought to America such talent as Pola Negri, Ernst Lubitsch, Emil Jannings, and Paul Muni. Later he was associated with all of them, and represents Paramount. He also owns theaters in America and was instrumental in
instituting American companies to build abroad. In the early days, Blumenthal helped finance independence of many producers like Selig and Schulberg.

Goldstein-Publix Deal
On N. E. Houses Near

(Continued from Page 1)

a dozen theaters, and are expected to be

involved in the transaction. Nathan, who is handling the deal for his

company, is now in New York.

Brandt Not After Hitler Film

The only proposition I'm trying to
produce is the election of Adol-
fried Pocara as District Attorney," said Joe Brandt yesterday, denrying that
he is interested in securing dis-

tribution rights to "The Mad Doctor of Europe," which Al Rosen plans to

produces.

T.O.C.C. and I.T.O.A.
Support Drop of Allied

(Continued from Page 1)
in disagreement with the drafts

prepared by Sol A. Rosenblatt.

“Our working agreement with Al-
died is ended,” President Charles L.

Reilly of the T. O. C. C. C told THE

FILM DAILY yesterday. The I.

T. O. C. C. had no further

negotiations with Allies, so failed

agreement.

I.T.O.A. to Sign Code
If Changes Are Made

(Continued from Page 1)
 producers should not sit on the Code

Authority when a case to be heard

concerns a distributor and exhibitor.

The I. T. O. has asked for some-

what similar changes in connection

with the administration of the local

board. Specificity in the wording, however, not the principle, of the clause

concerned with tie-in in short terms has

been sought, as well as in the provi-
sions on the 10 per cent elimination clause. Modifications have also been

requested in the provisions dealing with subsequent run advertising.

Master Art Closes 10 Deals

(Continued from Page 1)
including the Balaban & Katz and

Warner groups, have signed to play Master Art shorts featuring Edwin C. Hill. The deals were handled by Pat

Garn for Master Art.

Charles Dowe Recuperating

Dowe Charles of the Music Hall

managerial staff is recuperating from

Lexon RKO Hospital from an apen-
diditis operation.

Chuck Connors Suit Dismissed

Libel suit brought by Chuck Con-

nors, Jr., against the Manager John

Weight of the Rivoli, over the show-
ging of "The Bowery," was dismissed

by Magistrate August Dreyer yester-

day.

Regular Metro-Goldwyn Dividend

Regular quarterly dividend of 47c

cents on the preferred stock has been
declared by Metro-Gold-\n
wyn Pictures, payable Dec. 15 to

stock of record Nov. 24.

Warners Buy Van Dine Story

Another S. S. Van Dine story has

been bought by Warners for Wil-

liam Powell. It is "The Dragon

Murder Case."

FINANCIAL

NEW YORK STOCK MARKET

New

Columbia Picts. vct. 221 21 239 + 4
Cox, F. C gadgets 75s 75s 75s + 1
E. H. T. Kostak 72s 72s 72s + 1
Fox Fm. 14s 14s 14s + 4
Loew Corp. 14s 14s 14s + 4
Metro-Goldwyn pfd. 20s 20s 20s + 1
Paramount cts. 10s 10s 10s + 1
Path Exch. 12s 12s 12s + 1
do "A" 14s 14s 14s + 1
RKO 23s 23s 23s + 1
Warner Bros. 6s 6s 6s + 1
NEW YORK CURB MARKET

Technicolor 114s 114s 114s + 1

NEW YORK BOND MARKET

Gen. Th. Eq. 64s 4s 4s 3s + 1
Loew 6s 44s 84s 84s + 4
Paramount 6s 47p 27s 27s + 1
Par. By 5s 5s 20s 20s + 1
Parr 5s 5s 28s 28s + 1
Pathe 7s 8s 8s 8s + 2
Warner Bros. 70s 70s 70s + 1
N. Y. PRODUCE EXCHANGE SECURITIES

Paca, Public 1s 1s 1s + 1

HERKOWITZ JOINS RKO PUBLICITY

Fred Herkowitz has been apoin-
ted publicity and exploitation direc-
tor for the Brooklyn division of RKO Theaters. The appointment was made by Bob Sink.

Presnall Report Denied

Denying a newspaper report from the coast that Robert Presnall, supervisor and

V.P. of Warners in New York, has

joined the RKO Theaters, a company Presnall was with when he left

 Warners, Jack Warner stated in New York yesterday that Presnall is under

long-term contract and there were no possibilities for the report.

By CHAS. ALICOTE

SHORT SHOTS from EASTERN STUDIOS

Isham JONES has been added to the staff of their first Utopia short, "Gypsy Ninja," appearing in the band. Cyrus Wood did the

scenario.

William Watson will direct James Melton in Educational's Song Hit Story, which goes in work within a few days.

Glen Lambert and Jack Henley are working on the script for the short in which Lulu Mcconnell will

start work the latter part of this month. Joseph Henabery will di-

rect.

Writers on Educational's staff are now in the following names of the industry, who are celebrating their birthdays:

Nov. 4-5

Will Roger and Edgar Bergren, ventriale, and his
dummy, Charely, started work the other day in another Utopia short.

Coming and Going

HELMAN ZOBEL will return from

cost Monday.

W. RAY JOHNSTON, EDDIE GOLDEN & HERMANN HURST leave for Toronto for another million-dollar deal.

GEORGE GODFREY arrived yesterday from London, the Que of Canada, which opens "LUCIFER AND PAUL," LIFE OF

HORSE.

GEORGE MULDOWEY, former RKO story editor, who is in New York, will return to Michigan within a few days.

Vaude for Salt Lake House

Salt Lake—Stage shows a returning to the Capitol, a Louis Marx house, starting Nov. 16.

Harry David, general manager, Marcus theaters, has been in Los Angeles booking talent. Ray Hendt continues as house manager.

Two Set for Strand

"From Headquarters" and "Hanna Widows" have been set for Warners to follow "Female," current film, at the New York Strand.

5 Warner-F. N. Releases Dated

Release dates have been set for five Warner-First National features to be


Terry-Toon Prints Up 50%

Expanding contracts and pla-

dates has resulted in calls for per cent more prints on Terry-Toon, as

compared with the start of the year, according to Educational. Pa Terry and Frank Meest, producer of the cartoons, recently increase negative investment by one-third.

"Annie" Single at Wallack's

Wallack's on 42nd Street, ordi-

narily a double-feature house, is playing "Tugboat Annie" single.

Warners to Get Cleve, Hip. Cleveland — Warners will soon close a deal for the Hippodrome's local independent theater of 3,000

seats. It is now a first-run house.
TIMELY TOPICS

All Styles a Villains

THE style in motion picture villains is changing again. Old favorites are being replaced by new and different types. The evolution of the character and the slave villains of court and drawing room, the bad men of the screen have gotten in their skullduggery with gunplay, dirk and other forms of mayhem. But villains have become more polished with the years. Their probable climax in sophistication and charm was embodied in Herbert Marshall as the lovable rogue in "Trouble in Paradise." But now along comes Lubitsch, with a character that doesn't employ steel, club or small arms, but who is as contemptible as any Desperate Diamond who ever sneered through a curved mustache. And he doesn't even know he's a villain. The character is Max Plunkett, advertiser of undervalued securities. Apparently mean little minds drive a girl to distraction in Paramount's "Design for Living," the Noel Coward play. Plunkett is played by Edward Everett Horton, who incidentally makes pretty much of the role in a comedy of our boot. For instance, having won Gilda for his wife after she had loved two men in Paris, Plunkett asks her this question on their wedding: "Now that it's all over—the excitement and all that—I'd like to know if you love me?" By such thoroughly hateful dialogue, skillfully manipulated, Lubitsch fashion the motion picture villain in his latest and most frightful form.

NEW Trans-Lux Opens Nov. 10

Newest link in the group of Trans-Lux Theaters, headed by L. E. Thompson, opens Nov. 10, when the house at 60th and Madison makes its debut.

United Theater Advertisers Auction Assets of United Theater Advertisers will be sold at auction by Fred O. Beckerich, at 10 A. M., Nov. 15, at 2 Lafayette St.

Tamar Lane's New Weekly

Tamar, Lane, editor of 'The Film Magazine," Hollywood weekly, will put out a New York edition under the same title starting the first of next month. Lane is now in New York completing arrangements.

THE FILM DAILY

SATURDAY, NOV. 4, 1933

EXPOFITETTES

Saks, Brentano's Give "Puppy Love" Displays

Several effective merchandise tie-ups were made for the showing of the new Mickey Mouse feature, "Puppy Love," at the Rivoli theater, New York. Saks department store devoted a prominent window to dog accessories and an enlargement of a still from "Puppy Love." Brentano's book store gave a window to "Puppy Love Books for Young and Old," using a large papier machine Mickey Mouse figure as a centerpiece around which was built a display of dog books. The fact that these stores seldom give window space to films shows the immense respect and popularity attained by the Walt Disney short subjects.

Rivoli, New York

will have waiting for him the direction of B. P. Schulberg's "Thirty Day Princess," starring Sylvia Sidney, from the story by Clarence Budington Kelland.

Richard Barthelmess will have three leading ladies in "A Modern Hero," his next First National vehicle which is based on the novel of the same title by Louis Bromfield. Two have already been chosen, Margaret Lindsay and Jean Muir.

Morgan Wallace has been signed by Fox for "Sleepers East."

Marianne Edwards, two and one-half years old, who has already appeared in 14 productions, has been assigned another role in Fox's "Sleepers East."

Director Harry Edwards has placed in production at the Educational Studios a new Mermaid Comedy, tentatively titled "Strained Relations," with George Bickley, Billy Bevan, Josephine Hall and Johnny Harron.

Curtis Benton, coast radio announcer, will play the role of a fight announcer in "Joe Palooka," Reliance production for United Artists.

Fox has assigned Nigel Bruce to "Murder in Trinidad," and Frederick Vogeding, Marc Lobell and Perry Evans to "7 Lives Were Changed."

Army Post Premiere

FORT MEYER, Va.—The first "Hollywood week," a special week of motion pictures at the army post will take place here Monday evening, which is also National Drama Week. Films will be presented at the post theater. Stars from the "Rio Hat" unit, together with military notables from Washington, will be present.

A LITTLE from "LOTS"

By RALPH WILK

Hollywood

EduATIONAL has sealed the deal with M-G-M.

Charlie Chaplin's manager, Alfred Reeves, denies the stories about Chaplin having been kidnapped and required to pay $20,000 ransom.

Lee Tracy will be a reporter again in M-G-M's "Viva Villa," with Wallace Beery.

Arthur Jarvis is working in the Columbia musical, "Let's Fall in Love."

Further adventures of the "three little pigs" are planned by Walt Disney. They will appear next in the story of Little Red Riding Hood.

Harvey Stephens is working in two productions simultaneously on the Fox lot. They are "Jimmy and Sally" and "Sleepers East."

The Boswell Sisters will sing three songs in 20th Century's "Moulin Rouge."

Charles Bickford, who is working in England in a B. P. production, "Red Wagon," being directed by Paul Stein, is reported to have aroused quite a bit of comment over there as a result of a frank interview which he recently gave out to the "Daily Mail."

T. Everett Harre's novel, "Heavenly Sinner," based on the glamorous exploits of Lola Montez, California actress of settlement days, has been acquired by M-G-M.

George O'Brien, after settling the estate of his father, the former chief of the San Francisco police, is back in Hollywood to prepare for his next picture, "Heir To The Hourrah," from the play by Paul Armstrong. In "Mayor Brian" he will be its leading lady.

When Director Stephen Roberts finishes production on "Lives of a Bengal Lancer," which Paramount is producing on road-show scale, he
George the Night Lark is a diamond snake, with the gila killing his antagonist. A mongrel pit dog fights it out with a rattler and wins. A monkey-faced owl tackles a snake and kills it, which is a surprise finish. A centipede killing a black widow spider is ferocious and not a sight for the ladies to see. A first, a pet of the explorer, battles with a desert rat, and then tries to take on a rattler, but changes his mind after several snappy rounds. The photography is ex- ceptionally good and clear, with some good judgment used in taking close-ups of all the battles so that every detail of the fighting is shown. A man's picture, for the women will shudder. Picture will be roadshowed.

No credits listed, with Harold Austin in the only one named, he appearing throughout the desert scenes.

**SHORT SUBJECTS**


Hilarious Hokum

Except for the interpolation of some flash chorus routines, very clever and the dramatic recovery of the hero on the order of Ted Healy's favorite vaudeville routine, employing three male and one female stooge. It's all very funny nonsense and should make any audience roar.

Mickey Mouse in "The Pet Store" United Artists 7 mins.

Dandy Cartoon

In addition to antics in a bird store which Mickey is left to watch, this animated subject includes some excitement by Bimbo, movie gorilla, who imitates King Kong and runs off with Minnie. Re-enactment of the Empire State Building scene, with Mickey making a hilarious rescue, is the highlight of the picture. Nice musical score accompanies it.

Patty Arbuckle in "In the Dough" Vitaphone 18 mins.

Broad Slapstick

Instead of throwing pies, this comedy uses the barroom chores of a slushy dough. It gets a fair amount of laughs, though it's pretty sloppy. Patty takes a job as a baker in a shop that refuses to pay racketeers for "protection." Efforts of the gangsters to wreck the shop supply the main elements of the action.

Lilian Harvey in "MY LIPS BETRAY" Fox 76 mins.

MISSES DUE TO AN IMPOSSIBLE TYPE OF FAIRY STORY THAT FAILS TO IMPRESS.

This is evidently a modern version of the old "Graustark" imaginary principality romance, but it has been poorly conceived and motivated. Adapted from the play, "Der Komet," by Attila Orbock. Lilian Harvey is a cabaret singer in this European kingdom who is forced to live in the king's auto when the tipsy chauffeur, El Brendel, offers to give her a lift. This starts a rumor that she is the king's mistress, and causes all sorts of complications for the young king (John Boles) who is about to be betrothed against his will to some princess in order to save his kingdom from bankrupacy. But the scandal makes Lilian Harvey famous, and she gets a swell job in a big cabaret. The king meets her in her dressing room, introduces himself as the composer of the song she sang, under an assumed name. She falls in love with him, and he helps her get on through many more impossible and far-fetched situations to the fairy tale finish with the king announcing publicly their betrothal, as the princess has walked out on him when she heard of the scandal that never existed. Boles' singing is good, and Miss Harvey looks cute.

Cast: Lilian Harvey, John Boles, El Brendel, Irene Browne, Maude Eburne, Henry Stephenson, Herman Bing.

Director, John Boystone; Author, Attila Orbock; Adaptors, Hans Kraly, Jane Storm; Dialogue, S. W. Behman; Recording Engineer, W. Lindsey, Jr.; Cameraman, Lee Garmes.

Direction, Weak Photography, Very Good.

Ruth Chatterton in "FEMALE" with George Brent

First National 60 mins.

HIGHLY AMUSING YARN ABOUT A SUPERWOMAN IN BUSINESS AND LOVE SHOULD CLICK NICELY.

Plenty of snappy fun in this one. It depicts the adventures of a big business woman, Ruth Chatterton, with a number of male employees who catch her fancy. Finding none who gives her the right kind of a romantic kick, and being fed up with dudes who want to marry her for her money, she runs out on a lark and winds up at an amusement park shooting gallery, where she meets her Waterloo in George Brent. Unlike the others, he is indifferent toward her. Later he develops that he is a newly engaged engineer in Ruth's aunt's plant. So the complications get rather bad, with George continuing his independence and Ruth growing weaker until she finally becomes just the little wife.

Cast: Ruth Chatterton, George Brent, Ferdinand Gottschalk, Philip Faversham, Ruth Donnelly, John Mack Brown, Lois Wilson, Gavin Gordon, Huey White, Rafaela Ottiano, Walter Walker, Charles Wilson, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Cooper, Eric Wilson, Douglas Dumbrille, Usy O'Davern, Samuel Hinds, Sterling Holloway, Robert Greig, Robert Warwick, Spencer Charters, Robert Armstrong, Robert Cummings, Robert Coop
2 Theaters in Up-State New York are Reopened

GEN. JOHNSON UPHOLDS SOL ROSENBLATT ON CODE

Vita. Lineup 50% Ready; 4 Months Ahead of Release

Musicals... going overboard again

By DON CARLE GILLETTE

This time for producers to pause and take stock of the musical situation, the trend is once again approaching the gorous stage.

PERIENCE of the stage has proved that the quota of musical shows which the public is able to digest, with profit to the makers, is in the neighborhood of 20 per cent of the total attractions put out. Counting straight musical pictures, together with those having song-and-dance interpolations, plus the avalanche of two-reelers and other shorts of the musical variety, more than 40 per cent of a current season's film output will come under this category.

However, there is too much even if all the pictures should be good.

HERE IS not enough creative talent or variety of stars or material to sustain the public's interest in such a flood of musicals within a single season. Producers who are turning out these pictures on the one-track theory that as long as they're good they'll make money, are waking up one of these mornings and finding themselves with some good white gloves on their hands, or each new musical picture cannot be better than the one before, nor always good; and even when they are, there are already signs in the air that this isn't high enough to assure as long a run or as big a gross as their forerunners.

ND while on the subject, producers should do something to prevent songsters from being murdered on the air elsewhere long before the pictures are used.

Little advance plugging is all right, playing the numbers until the public is looking forward to it.

65 Short Subjects Have Been Combined on Current Program

Although production time allowed for each short this season is greater than at any other time, half of the Warner-Vitaphone lineup of 133 subjects for this season will be completed when the Melody Master short featuring Isham Jones is finished. According to Sam Sax, production head at the Brooklyn

(Continued on Page 4)

ACOUSTICAL DATA COMPILED BY WOLF

Although all theaters can be acoustically treated to make sound projected in them acceptable, the most practical shape for a sound theater is rectangular, declares S. K. Wolf, manager of the Electrical Research Products acoustic consultant.

Resolute Pictures Folds; Ebenstein in Insur. Again

Resolute Pictures, formed in June by Herbert R. Ebenstein, Al Mann, and Alec Moss, is in process of liquidation and its affairs will be wound up this week. The Film Daily learns the company, which

(Continued on Page 4)

Roach's 20th Anniversary

Being Celebrated Jan. 8

West Coast Bureau of THE FILM DAILY

Hollywood—Elaborate plans are being made for the celebration of Hal Roach's 20th year in pictures next January. The ceremonies will start Jan. 8, with Henry Ginsberg, general manager of the Roach studios, together with M-G-M officials and a long list of stars, presiding over the event. Roach began his film career as a cowboy extra at Universal.

(Continued on Page 4)

SEATS TO BE LOWER

Grand Rapids, Mich.—On the advice of Dr. Henry Eastman Bennett, American Seating Co. research director, who made a survey among theater patrons and says he found two-thirds of all theater seats are too high, manufacturers plan to lower the height in new models. Best comfort is provided by seats six inches high, instead of 18, says Dr. Bennett.

NEW PLAN IS DEVISED FOR ADMISSION HIKE

Boosting of admissions under a gradual policy has been devised by an independent circuit exhibitor playing Fox product and is being used in connection with "Berkeley Square." The idea is to present the

(Continued on Page 4)

DETROIT DUAL BAN DEAD ISSUE--RITTER

Detroit—Agreement among exhibitors in this area to ban dual bills is a dead issue, and it probably was not legally binding anyway, says J. C. Ritter, president of Allied Theaters of Michigan, in a FILM DAILY interview. The plan had some unjust features, says Ritter, as the one year's protection over dual

(Continued on Page 5)

Kuykendall in Washington

For M. P. T. O. Luncheon

Washington Bureau of THE FILM DAILY

Washington—Ed Kuykendall, M. P. T. O. president, will be here today for the regular monthly luncheon of the M. P. T. O. of the District of Columbia at the Raleigh Hotel. It is believed code business will be the principle topic of discussion.

485,000 Attendance

When Mae West's "I'm No Angel" ends its four-week run at the Paramount on Thursday it will have played to approximately 485,000, according to Robert Weltman, manager of the house. This is the highest record for a picture. Maurice Chevalier in "Way to Love" opens Friday.

Improve Outlook Up-State Results in 12 Reopenings

Pat J. Flaherty Joins

KAY AND STUART AGENCY

West Coast Bureau of THE FILM DAILY

Hollywood—Pat J. Flaherty, organizer of former head of Red Star Music Co., which was a Fox subsidiary, has joined the Kay & Stuart Agency as general manager.

You Will Surely Find It in the Coming 1934 Film Daily Year Book.—Advt.

Buffalo—Improvement in the outlook in this territory has resulted in 12 theaters reopening recently. The houses, some dark for a long time, include: Palace, Comings; Community, Solvay; State, Waterloo; Paramount, Syracuse; Cortland

(Continued on Page 5)

Over 1,200 Pages of Information—The Coming Film Daily Year Book.—Advt.
Published daily except Sundays and Holidays at 1650 Broadway, New York, N. Y., by Wits Film and Film Folk, Inc. J. W. Allicote, President; George W. Allicote, Publisher; Donald M. Mersereau, Secretary-Treasurer and General Manager; Arthur W. Edye, Associate Editor; Dea Garille Gilligan, Managing Editor. Entered as second class matter, May 21, 1918, at the post-office at New York, N. Y., under the act of March 3, 1879. Terms (Postage free): United States outside of Greater New York $10.00 one year; 6 months, $5.00; 3 months, $3.00. Foreign, $15.00. Subscribers should remit with order.

Price 28c.

Vol. LXVII, No. 21
Mon., Nov. 6, 1933
Price 5 Cents

John W. Allicote
Editor and Publisher

Back Again in the Film Business

BEN BLUMENTHAL
President

Export & Import Film Company
608 Fifth Avenue
Bryan 9-5227

What newspapers of the world say about the—

Monday, Nov. 6, 1933

Brookman and Chasnoff Form Synchronizing Unit
West Coast Bureau of THE FILM DAILY

Hollywood—David Brookman, at one time music director for United Artists, and Hal Chasnoff have organized International Screen Music Service to do synchronizing for producers. The company has 300,000 feet of music sound track and sound effects.

"Emperor Jones" Received Favorably Throughout So.

Contrary to advance apprehension over the Negro angle, "Emperor Jones," the Krimsky-Cocharn production starring Paul Robeson and released by United Artists, has been received with universal favor throughout the south, with business running ahead of expectations. The Miami "Daily News" gave the picture four stars, while New Orleans, Atlanta, and other cities likewise praised it.

P. A. Powers Presenting Color-Musical Cartoons


Oliver Hinsdell Heads M-G-M Dramatic School

"On the Boulevard" (M-G-M 1933)

Hollywood—Oliver Hinsdell, who made a national reputation in his eight years as head of the Dallas Little Theater, is now training prospect talent at M-G-M through the medium of the dramatic development department established by the studio.

Iowa-Nebraska Allied Unit Meeting to Discuss Code

Des Moines—Allied Theater Owners of Iowa-Nebraska will hold a meeting here tomorrow and Wednesday to thresh out problems of independent theaters in connection with the proposed code. Lester Martin, executive secretary of the association, of Nebraska, Ia., called the meeting. Between 75 and 100 members are expected to attend.

To Probe Chase-Fox Deals

Chase Bank participating in the future financial and production activities of Fox Film Corporation has been revealed by Ferdinand Pecora, special U. S. District Attorney, on Wednesday in connection with the Senate probe of Chase affairs.

Sheehan Signs French Star

Ketti Gallian, young French actress, has been signed by Winfield Sheehan for the leading role in "Marie Gallante," by Jacques Deval. She will leave soon for America.

Add "Blonde" to "Bombshell"

Because it was being mistaken for a war picture, the new picture "Blonde," as a result, M-G-M's latest Joan Harlow vehicle, "Bombshell," is now being shown as "Blonde Bombshell."

Vacancy occurred for first class lady film booker, used to writing own correspondence, obtaining out of town book, etc. Must be giving detailed, concise, salary expected, etc. Box 914, The Film Daily, 1650 Broadway, New York, N. Y.

Financial

New York Stock Market

Quotations as of Saturday

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New York Bond Market

East. Kodak | 73 1/2 | 73 1/2 | 73 1/2 |
| Pat. | 51 1/4 | 51 1/4 | 51 1/4 | + 3/4 | + 3/4 |

Stage Shows for Butterfield

Grand Rapids, Mich.—Under Butterfield circuit's policy of booking stage road shows occasionally, Pauline Frederick in "Her Majesty, the Widow" plays the Majestic here Nov. 9 and the Gladiem, Lansing Nov. 8. Plans also are understood to be under way for extension of vaudeville bookings in Butterfield houses, with Jackson probably the next stop to open.

if it's a Paramount Picture it's the best show in town
THE
DAILY
Monday, Nov. 6, 1928

VITAPHONE LINEUP IS 50% COMPLETE

(Continued from Page 1)

Vitaphone studies, The 65 complete shorts, aggregating 95 reels, are being provided among seven series. Out of "Broadway Brevities" musical comedy revues planned, 18 are finished. These include five of the six Tech color subjects scheduled. Twelve of the 20 two-real "Big V" comedies are ready; also 10 out of 15 "Mel's Masters," 5 out of 13 "Musical World Journeys," 10 out of 20 "Popular Comedies," and four "Merrie Melody" and "Looney Tunes" cartoons.

Names who have been used in "Broadway Brevities" series include Ethel Waters, Hal Le Roy, Myrna Loy, Lita Grey, Chaplin, Daily, Day, Allen, Leslie, Hugh Herbert, Ruth Donnelly, Patricia Ellis, and Tom Patrice. Other comedies, Jean Borden, Jay Beals, Franklin, Norma Tarris, Molly Picon, Georgette, and Jane Froman, Dorothy Lee and Helen Westcott, among scores of others.


E. M. Newman, author, lecturer, and world-traveler, gathered all the shorts which make up the "Musical World Journeys." Duals at Downtown Temporary Detroit — Current double feature bill at the Ritz Downtown will be a permanent policy, it is understood. No other houses have followed the step.

Talbot Reviews of FOREIGN FILMS

"DAS SCHICKSAL DER RENATE LAF-GEN" ("The Fate of Renate Lange"). German; produced by Afa; directed by Walther-Fair; with Mady Christian, Franz Lederer, Hilde Hildebrand, Alfre Abel, Rolf Drucker. At the 79th St. Theatre.

Just a fair domestic drama about a woman separated from husband and child and finally being reunited. Cast is excellent and the direction is good, although the story is too far away for the New York stage.

Resolute Pictures Folds;
Ebenstein in Insur. Again
(Continued from Page 1)

announced 12 pictures for the current season, increased its manpower in August when Walter Futter and Joe Goldberg were admitted to the firm as short subject producer and sales manager, respectively. Later in August, Jack Barns, was named foreign manager.

Ebenstein plans to re-enter the insurance business. Goldberg will join Jack Bauchman, former Paramount producer, who plans 12 independent features on the coast. Moss is expected to join Bauchman. Futter will continue the production of short subjects for Columbia release.

Mann, who went to the coast in September to start production on the first two Resolute pictures, has not announced his future plans.

New Plan Is Devised
For Admission Hike
(Continued from Page 1)

picture only once each night in those houses of his circuit having sufficient capacity to make this profitable, the showing being scheduled for 8:15 P. M., at a 10 cent raise in price. By means of this exhibitor plans to establish the psychological effect of advanced prices.

Gets "Savage Gold" for Chi. Area
Chicago — Dick Beck and his father, owners of the Castle, have acquired Captain Auten's "Savage Gold" for Illinois, Michigan and Indiana, and are now showing it at the Castine. They also have "Nude World" for these states.

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Acoustical Data Compiled by Wolf
(Continued from Page 1)

ing department, in an interview with THE FILM DAILY. He bases this and other findings on long experience in studying acoustics, much information concerning which has been compiled in a file originated four years ago.

Total of 8,000 theaters have been studied from the standpoint of acoustics by Wolf in its campaign to provide better sound reproduction.

Exhibitors desiring to build a house designed to produce the best sound results should consult acoustics engineers, urges Wolf. If this procedure is not within reach they should study the acoustical properties of the materials going into its interior of their own devices. He insists that "even balance of sound will result only if they determine the extent and nature of exterior sounds, penetrating the auditorium as well as the interior sounds in a consideration of the acoustical preparation of the theater, Wolf pointed out.

Erf's library covering acoustical materials and information is available to exhibitors using their equipment. It includes reports on approximately 100 materials used in interior theater construction.

Theaters which have high ceilings, free of obstructing decoration, are best suited for efficient sound reproduction, Wolf explained. It is as easy to bring about accurate sound in a large house as a small theater, he stated.

"In designing a theater with sound in mind, an exhibitor should consider its auditorium as part of the acoustic system and virtually amounts to that," declared Wolf. "Erf delivers a paper on acoustics before the Acoustics Society at Chicago in December.

Butterfield House Sponsor Weekly
Grand Rapids, Mich. — "The Spy in the Attic," a weekly feature of this year, is being issued here weekly under sponsorship of the five local Butterfield houses. Publisher is Arthur H. Vandenberg, Jr., son of Senator Vandenberg of Michigan.

Resolute Pictures Folds; Ebenstein in Insur. Again (Continued from Page 1) announced 12 pictures for the current season, increased its manpower in August when Walter Futter and Joe Goldberg were admitted to the firm as short subject producer and sales manager, respectively. Later in August, Jack Barns, was named foreign manager. Ebenstein plans to re-enter the insurance business. Goldberg will join Jack Bauchman, former Paramount producer, who plans 12 independent features on the coast. Moss is expected to join Bauchman. Futter will continue the production of short subjects for Columbia release. Mann, who went to the coast in September to start production on the first two Resolute pictures, has not announced his future plans.

New Plan Is Devised For Admission Hike (Continued from Page 1) picture only once each night in those houses of his circuit having sufficient capacity to make this profitable, the showing being scheduled for 8:15 P. M. at a 10 cent raise in price. By this means the exhibitor plans to establish the psychological effect of advanced prices. Gets "Savage Gold" for Chi. Area Chicago — Dick Beck and his father, owners of the Castle, have acquired Captain Auten's "Savage Gold" for Illinois, Michigan and Indiana, and are now showing it at the Castine. They also have "Nude World" for these states.

Acoustical Data Compiled by Wolf (Continued from Page 1) ing department, in an interview with THE FILM DAILY. He bases this and other findings on long experience in studying acoustics, much information concerning which has been compiled in a file originated four years ago. Total of 8,000 theaters have been studied from the standpoint of acoustics by Wolf in its campaign to provide better sound reproduction. Exhibitors desiring to build a house designed to produce the best sound results should consult acoustics engineers, urges Wolf. If this procedure is not within reach they should study the acoustical properties of the materials going into its interior of their own devices. He insists that "even balance of sound will result only if they determine the extent and nature of exterior sounds, penetrating the auditorium as well as the interior sounds in a consideration of the acoustical preparation of the theater, Wolf pointed out. Erf's library covering acoustical materials and information is available to exhibitors using their equipment. It includes reports on approximately 100 materials used in interior theater construction. Theaters which have high ceilings, free of obstructing decoration, are best suited for efficient sound reproduction, Wolf explained. It is as easy to bring about accurate sound in a large house as a small theater, he stated. "In designing a theater with sound in mind, an exhibitor should consider its auditorium as part of the acoustic system and virtually amounts to that," declared Wolf. "Erf delivers a paper on acoustics before the Acoustics Society at Chicago in December. Butterfield House Sponsor Weekly Grand Rapids, Mich. — "The Spy in the Attic," a weekly feature of this year, is being issued here weekly under sponsorship of the five local Butterfield houses. Publisher is Arthur H. Vandenberg, Jr., son of Senator Vandenberg of Michigan.
Investigation of the co-partnership, have necessary buy LORETTA Picture respect to the complaints I Jouse st «. jircuits,ii: 'ere, 'arious n-iginal here iiclrgan >isney, organization _e eight-to-buy} n ill) Detroit troposes are houses ae jeh E Be- re md rid rie le i>t itt reading nstry, 1 in
Regarding Es ea, Ritter William “I nduet EN.JOHNSON Insufficient the said administrator, it was ad- ded by a certain group of exhibi- tors that they desired a hearing and an investigation in respect of the conduct of the deputy administrators in the formulation of said code, and in respect of the provisions thereof.

"I personally heard this group and referred the whole matter to R. W. an assistant administrator for in- quiry, who accorded the request hearing and carefully investigated the representation of this group.

"I have received Mr. Lea's report and discussed it at length with him and I find that the charges made against the deputy administrators are wholly without foundation, and that the complaints made with respect to the code are based principally upon fear and suspicion that decisions may not be made by the administrative boards set up if the code, and further, that others of the complaints could not be taken are of in the code without the invasion of legal rights.

This code, as stated in the report of the deputy administrator, will require most careful supervision and such supervision the administrator opposes to exercise over all of its operations at all times."

Farnsworth's Appointment
William P. Farnsworth, who was legal advisor on the film code, has made a similar deputy admin- istrator of the amusement industry, division under Rosenblatt. He also will be the third governor of the legitimate theatre code.

Detroit Dual Ban
Dead Issue — Ritter
(Continued from Page 1)

..... houses would have eliminated the runs entirely.

Ritter says that he went to Wash- ington believing in the wisdom of opposing duals, but was made t
alize that different conditions in various parts of the country warrant such policies.

Essential importance of the right to buy is the crux of the controversy here, and if the code includes the right-to-buy there will be no need of the co-operative organization. Mistakes Theaters, Ritter said, but it is not as long as a results have collective buying pow- er. Insufficient product to give every house the runs and pictures it desires is the root of the discontent according to Ritter.

Regarding threatened invasion of Michigan by the M. P. T. O. A., Ritt- er said he feels sure that no rival organization will be formed because there is no need for it.

Gertrude Unger Joins Roxy
Gertrude Unger, formerly handling New York office work for Walt- disney, has joined the staff at the original Roxy.

N-E-W-S O-F T-H-E D-A-Y

Burlingame, Cal. — The College, formerly the Regent, has reopened. New lessors are J. Merz and F. Kypri- kios.

Detroit—Harvey White, formerly manager of the Beechwood, died re- cently. The business is being car- ed on by Cliff White, his son.

Bakersfield, Cal.—Granada is now owned by a co-partnership, G. W. "age and Paul Davini.

Gilroy, Cal.—T. & D. Junior En- terprises have sold the Strand to W. C. Bremer.

Fulton, Mo. — Nick Cotaia and John Zikos recently took over the Gem. Nick used to be a waiter at Planters' Hotel, St. Louis, when George and Spyros Skouras were bartenders there.

Ottawa, O.—R. E. Wanamaker is new lessee of the Rex.

"I enjoyed directing 'A MAN'S CASTLE' more than any picture I have ever made. I owe sincere thanks to Spencer Tracy, Loretta Young, Glenda Farrell, Walter Connolly, Arthur Hohl and Marjorie Rambeau for magni- ficent performances."

Frank Borzage

THE MOST GLORIOUS LOVE STORY SINCE "7th Heaven"!

"A Man's Castle"

A FRANK BORZAGE Production

with SPENCER TRACY • LORETTA YOUNG

A COLUMBIA PICTURE

A Screen Guild Picture

12 UP-STATE HOUSES
HAVE BEEN REOPENED

(Continued from Page 1)

Cortland; Palace, Olean; Laurel, Binghamton; State, Ithaca; Canis- tee, Canisteo and the Masque, Broad- way and Roosevelt, this city. Another local house, the Jubilee, is to be opened by Schwartz & Cohn in a few weeks. The Artistic, Elk Street, also is expected to reopen.

Theatrical supply houses report that the demand for new equipment has taken a decided spurt.
By RALPH WILK

SALLY EILERS and Victor Jory will be co-featured in Fox's forthcoming "Disillusion," the original screen story by William Anthony McGuire. The production will go before the cameras Nov. 25 and Irving Cummings will direct. William Conselman is writing the screen story.

Marjorie Gateson, Greta Meyer and Montague Shaw have been added to the list of players who will appear in Columbia's mystery story, "Fog."

Loretta Young has been given the feminine lead opposite George Arliss in his fifth starring vehicle for 20th Century Productions, "The House of Rothschild."

Murray Roth, after completing the dialogue on Reliance's "Joe Pa-lookas," which Edward Small is producing for United Artists release, with Jimmie Durante, Lupe Velez, Stuart Erwin and Marjorie Rambeau in the cast, won the direction of "Harold Teen," which originally was filmed in silent form by Mervyn LeRoy.

Paul Lukas, on his return from a vacation abroad, will be starred by Universal in "The Golden Fleece," written for him by L. G. Blochman. Tom Reed will adapt and supervise it. He recently completed work with Elissa Landi in "By Candlelight" for the same company. Lukas sailed Saturday from New York on the Ile de France with London as his first stop. He will visit Alexander Korda, with whom he went to London and they will go to Paris and Budapest together.

Instead of "The Crowned Head," as previously announced, Joe E. Brown will have "A Very Honorable Guy," by Damon Runyon, at his next First National starring vehicle.

Lenore Kingston and Neysa McMein, two of the pupils in Carl Laemmle, Jr.'s, Junior Stock Company, just graduated, have been added to the cast of Universal's "Madame Spy." This Continental play, which William Hurbut adapted, features Fay Wray and Nils Asther with Edward Arnold, John Miljan and Noah Beery in important roles. Another pupil of the Junior School, Leo Janney, is starred in "By Candlelight" with Elissa Landi and Paul Lukas.

Bodil Rosing is an addition to First National's "Mandalay."


Warner's "King of Fashion" has been renamed the "Fashion Plate." It stars William Powell and Betty Davis.

Merna Kennedy, Mae Busch and Osmolow Stevens have been added to the cast of which Stanley Bergerman has assembled for "I Like It That Way," featuring Gloria Stuart and Roger Pryor. This musical, which is directed by Harry Sauber's story, already numbers among its performers Marjorie Gateson, James Cagney, Marjorie Rambeau and Charles Ruggles.

Plans Bond Issue
Washington Bureau of THE FILM DAILY

The most recent war-bond issue filed by the Protective Committee for Stanley theater franchisee, B. W. Long, is in accordance with the new securities act, is announced by the Federal Trade Commission. The committee called for deposits or reorganization of Mercante's and Theater Properties, Inc., Philadelphia. Committee members are: Moncre Biddle, George D. Lewis, William S. Johnson, Charles B. Lewis and George V. Strong, all of Philadelphia.

R. C. Mayer's Publicity Book Out
"How to Do Publicity," by Raymond C. Mayer, for years in the motion picture field and at one time in charge of motion pictures for the U.S. Commission on Trading Cargo Activities, will be issued today by Harper & Bros. The book covers the whole range of publicity and public relations, with special sections devoted to motion pictures. Mayer now has his own agency in New York.

RKO Circuit Books Terry-Toon
RKO Circuit in New York has booked "The Gypsy Paddles," a new Paul Terry-Toon, over its entire circuit of theaters in the metropolitan territory.

LANFIELD Gets 5-Year Contract
Hollywood's first Christmas present of the year has been tendered J. William Lanfield, by Joseph M. Schenck and Darryl F. Zanuck of 20th Century Pictures, in form of a five-year contract. Lanfield recently directed the creation of "Moulin Rouge," the Constance Bennett musical for 20th Century to be released by United Artists.
"BOX OFFICE Picture Guide offers the most intelligent and efficient way to book and exploit pictures now available to exhibitors."

—L. A. EDWARDS, Div. Mgr.,
Prudential Long Island Theatres,
East Hampton, N. Y.

"I am more than pleased with your BOX OFFICE PICTURE GUIDE. I find it very useful in dating pictures; also in preparing newspaper and program copy."

—LEE L. WARD,
Broadway Theatre,

BOX OFFICE PICTURE GUIDE comes to you as a part of the BOX OFFICE service to its subscribers. It is a handsome leather book, pocket size. It is the direct result of a survey among hundreds of exhibitors who hail it as filling a long-felt want.
TIMELY TOPICS

Schools, Colleges, Clubs Boost "Henry VIII"

A HIGH-POWERED exploitation campaign, with United Artists home office exploiters and those of the Radio City Music Hall, gave "The Private Life of Henry VIII" a big opening. Among the many angles utilized was a tie-up with every British and Canadian club and organization in New York, all of whom carried notices on their bulletin boards about the film. Every high school and elementary school history and English department head was sold on the idea of informing their classes of the historical interest of the picture. Colleges in New York—Columbia, N. Y. U. and C. C. N. Y., as well as Manhattan, posted information about the engagement at the Music Hall, calling the picture to the attention of the student body. Three screenings were held prior to the opening; one for representatives of 600 women's clubs in the city, the National Council of History Teachers, the D.A.R. and other prominent organizations. Ten thousand post cards, carrying the endorsement by the group secretary, were mailed to the individual members. Another screening was held for magazine and newspaper motion picture critics and editors with much advance publicity. Editorial writers, drama critics and editors, prominent columnists and news commentators comprised the audience of the third screening. A tie-up was made with Liggett drug stores whereby they displayed in every window throughout the city an eye-catching 40 x 60, done in the Ripley manner, showing the unusual highlights of the matrimonial career of Henry VIII.

Book stores were contacted and featured Francis Hackett's biography of King Henry.

Music Hall, New York City

COMING AND GOING

LAURENCE STALLINGS, who has been abroad with Lewis Milestone, returned to the east this week. Milestone, who is to direct Stallings' "Radio City," stayed in London, playing delayed his sailing from the other side.

LOUIS TRENNER, actor and director of Universal Film Co., Berlin, arrives in New York today on the Bremen from the North German Lloyd.

GIFFORD COCHRAN, co-producer of "Emperor Jones," a U. A. release, also arrives this morning aboard the Bremen from Germany.

ALINE MacMAHON leaves New York late this week for the coast.

EXPLOITEMENTS

Successful Film Men Owe Much to Women

Few people realize the extent to which successful men in the motion picture industry are indebted to women for what they are able to achieve in Hollywood. Few writers, directors or executives but what owe to their wives, sisters and even the secretaries the credit for some of their ideas and achievements. The woman's viewpoint is so essential to the creative worker in the industry, that the smart man turns frequently to the women closest to him for advice on many occasions. While these women often supply ideas and suggestions of inestimable value in producing good pictures, they seem content to remain in the background and let their men take the credit. They are scores of high-salaried executives in the business who do not hesitate to ascribe a large share of their success to their women associates.

Al Worker.

STAHLSAYS SUPPLY AND DEMAND GOVERNsalaries

WAGES and salaries paid to employees of motion picture companies are liberal, not through the generosity and prodigality of producers, but as a result of the operation of the law of supply and demand. Men and women in the industry demand high salaries as a rule, because they are highly fitted for the peculiar tasks they are performing. The public in general expresses surprise at some of the salaries paid in the industry. Often criticism is heard of the amounts received by workers in Hollywood, in comparison with workers in other industries. The fact is, the number of people qualified for the technical work in Hollywood is limited, and therefore, their services are in great demand. It is this demand for them that keeps their salaries high. This same factor governs all other businesses.

John W. Stahl.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Nov. 6

H. M. Wilcox	Paul Exton
May McAvoy	June Marlowe
Trem Carr	Ruth Selwyn
Upward Trend in Theater Reopenings Continues

CODE IS DELAYED GOING TO THE WHITE HOUSE

Texas Court to Rule on Alleged Withholding of Films

First National Case Off to Dec. 6

Anti-trust case brought by the Department of Justice against First National over its merger with Warner Bros. several years ago has again been postponed, this time until Dec. 6. Case had been slated for trial this week in the U. S. District Court, New York.

Para. Studio at New Peak

Increase in U. A. Sales

Reported by Al Lichtman

Gross sales of United Artists' films show "a decided increase" over last year, says Al Lichtman, vice-president, in an interview with FILM DAILY. "It is not possible to

Elmer Pearson Joins DeVry as Gen'l Manager

Elmer Pearson, who for 10 years

was with Pathe as vice-president, has become vice-president and gen-

eral manager of Herman A. DeVry

Inc., Chicago manufacturer of port-

able sound projectors, and more re-
cently of a new double recording

system camera. During his connec-
tion with Pathe, Pearson was par-
ticularly interested in the non-the-

atrical phases of motion pictures.

Federation May Test

Chicago Dual Bill Ban

Independent producers and dis-

tributors connected with the Fed-
eration of the M. P. Industry may
test the Chicago double feature ban.

In event they receive a legal opin-

tion to the effect that they cannot

be sua if dissatisfied with operation of

Theater Reopenings Last Month

Continued Their Upward Trend

W. T. MacNeilly Acquires

Four Theaters in Utica

Utica, N. Y.—W. T. MacNeilly

is the new owner of four local

houses, namely, the Elatio, taken

over from Marx & Carl, Inc.; Lin-
coln, formerly operated by Slotnick

& Lewis; the James, acquired from

Kallet & Comerford, and the High-

land, previously run by Highland

Theater Corp.

NRA Not Through Checking Code—Held Up Till

Johnson Returns

By WILLIAM SILBERBERG

FILM DAILY Staff Correspondent

Washington—That the film code is not
yet in its final form and is unlikely

to go to the White House until

General Johnson returns from his

trip was revealed yesterday by an

NRA source. This upsets the Hope

that the code might go to the

President this week. The NRA

source states that the code, which

is understood to be in need of addi-
tional checking by NRA officials,

was given to Colonel Lea to com-

WM. GOLDMAN QUITS

WARNER ZONE POST

Philadelphia—William Goldman,
zone manager for Warner Theaters
in this territory, resigned yesterday.
No successor has been named yet,
according to Joseph Bernhard, gen-

eral manager of the circuit.

New Ohio Exhibitor Unit

Meets Nov. 15 in Columbus

Cleveland—Ernest Schwartz, tem-

porary chairman of the recently

formed Independent M. P. Theater

League of Ohio, has called meet-
ing to be held Nov. 15 at 7:30 P. M.

and Nov. 16 at 11:30 A. M. in the

Deshler Hotel, Columbus, to formu-
late organization plans, elect offi-
cers and discuss action against the

state admission tax. Independent

exhibitors throughout the state will

attend.

Colonels Up By Three

The crop of Kentucky colonels has

further increased through comissions

given to Sidney R. Kent, E. A. Schiller

and Sam Demorest. In each case,

it makes him a double colonel. He

already is one.
U. A. Studios Take Over Two Additional Stages
West Coast Bureau of THE FILM DAILY

In a move that may be permanent, activities at the United Artists' studios has necessitated the taking over of two additional stages at the Pathé studios. The move may be permanent. Meanwhile production of "Gallant Lady" starring Ann Harding moves into the Pathé lot in addition to certain scenes being shot at the United Artists studio.

Phil Meyer Gets 2 Films
Two exploitation pictures, "Hell on Earth" war feature, and "The Film Parade," produced by J. Stuart Blackton with a long list of film stars in it, have been acquired by Phil E. Meyer, president of General Pictures Exchange, for early release. Campaigns are now being mapped out for both pictures.

Second Fanchon Royer Release
Fanchon Royer Pictures announces completion of its second feature, described in the current film trade as "The Fighting Lady," with Peggy Shannon, Jack Mulhall, Mary Carr and Monte Blue. Directed by Carlos Burgos, directed from the play by Robert Ober.

Weiss Preparing Roadshow Film
Preparations have been started by Louis Weiss on a roadshow feature tentatively called "Memory Lane," to be made in New York and California, with a cast of screen veterans.

"Footlight" May Go 4 Weeks
Columbus - "Footlight Parade," now in its second week, at the Grand, is running, 20 per cent ahead of "Gig Diggers" and may be held one more week according to Real Neth, theater owner.

In its second week at the Brooklyn Street, "Footlight Parade" is reported giving the house its best business in two years and is expected to hold two more weeks.

Tex Guinan's Body on Way East
Body of Texas Guinan, early day film star and later a night club celebrity, who died Sunday in Vancouver, is on its way to New York for burial.

RCA Reports Loss
Net loss of $55,158 is reported by RCA for the quarter ended Sept. 30, bringing losses for the first nine months to $1,799,570, against $685,722 last year.

Grace Moore for Col. Musical
Grace Moore, Metropolitan Opera star, has been signed by Columbia for a musical picture.

New Salt Lake House Opens
Salt Lake City—The new stadium, manager by C. McDermott, has opened.

Publix Meeting Postponed
Meeting of the Publix executives' creditors scheduled for Monday has been adjourned until Nov. 20.

Five Substitutions Made On Current 'U' Program
Changes in the current Universal feature program include the withdrawal of several pictures previously announced and the substitution of others in their place. These include: "The Good Red Bricks," replaced by "A Trip to Mars"; "Glamour," replaced by an untitled荷花-Oliver vehicle; "The Left Bank"; "Countess of Monte Cristo"; "The Exquisite Thief," replaced by "If I Were Rich"; "Rigadoon," replaced by "I Like That Way."

"Midnight," with Sidney Fox, O. P. Heggie, Henry Hull and Lynn Overman, has been listed for release. So has "Little Man, What Now?"

BKO Films in Technicolor

West Coast Bureau of THE FILM DAILY

BKO will film the entire production of "World Outside in Technicolor. Ann Harding will be starred and Dr. Hull will direct. Production will start the first week in December under supervision of Kenneth Macgowan.

Wilby Gets Temple, Birmingham
Birmingham-R. B. Wilby has acquired the Temple, second-run and former Loew house, now closed. According to sources, it will not reopen soon. This gives Wilby six downtown houses and one neighborhood.

Irene Rich Back to Films
Chicago - Irene Rich, who has been at A Century of Progress the last two months and also is appearing on a commercial air program, will return to the screen in a talkie version of "My Son." Edwin Carewe will produce the new version.

"Disraeli" Revivals
In addition to being re-released in the United States Eastern General will announce Dec. 16, "Disraeli," starring George Arliss, will again be released by Warners in Great Britain, Australia, New Zealand, South Africa and the Crown Colonies and British dependencies.

"College Coach" Moved Ahead
"College Coach," and not "From Headquarters," as originally announced, will follow "Female" into the New York Strand tomorrow night. Warners are shaping up "College Coach" in order to take advantage of the picture's football timeliness.

Kandel Gets Jungle Film
M. J. Kandel, president of Prosperity Pictures, has purchased the negatives of "Found Alive," produced by Sunrise Pictures. The film is a jungle thriller that is being handled by Barbara Bedford and Robert Frazer.

Duals at Fox K. C. First-Run
Kansas City—In a "surprise value move," the first-run Fox Uptown has introduced double features at reduced prices.

Comming and Going

SAM E. MORRIS arrives in New York to-morrow on the Rex. 

MARGARET MARRIS leaves New York this week for the Coast.

GEORGE BURNS and GRACIE ALLEN, fol-lowed by their tour, return to the Par- ment studios in Hollywood this week to appear in "A Trip to Mars." Gracie is "iP Not Dressing." 

ED KUYENDAL is due in New York to-day from Washington.

LELAND HAYWARD returns to New York this week from the Coast.

HOWARD SMITH, of 20th Century, has ar- rived in New York from Hollywood.

HARRY LICHIGI has arrived in New York from the Coast.

FRED McCONNELL left for Chicago Monday to apologize to impresario Murray "Irishy's Horse Showboat" hour, entreates to Hollywood next week to begin his film career, is a Paramount contract.

JosEPH GOLLOMB, writer signed by Para- mont through the William Morris Office, is on his way to the coast.

GILBERT MILLER and MARQUIS HENRI DE LA FAUSSE. arrive in New York to-day for the Chaplain of the French Line.

AL. ALT, vice-president of S S Pan- thers and producer of all Showmen Pic- tures, is in New York confering with D. J. Mountain, producer of Showmen Pictures.

LUCILLE BAILL, "Goldilocks," returns to the Coast next week to appear in "Barney Bailey" for Universal.

RALPH MORGAN is in town from the coast and will make a guest appearance tomorrow night at the original Pixy in connection with the preview of "Mad Game," in which he appears.

Downstate Illinois Unit Will Use Allied By-Laws

La Salle, Ill.—Although the new Allied sub-unit to be formed by E. E. Alger is to have officers of its own choosing, combined efforts are being made to the problems of downstate exhibitors, it will function according to the by-laws of Allied Theatre of Illinois. Alger is now proceeding with the details of organizing the unit.

Gene Murphy to Toledo

Chicago—Gene Murphy, for a number of years in the publicity department of Balaban & Katz has been transferred to Toledo to handle advertising and publicity for two Publix houses.

Pioneer Film Actor Dies

Milwaukee—Edwin Harley Achatz, 54, old-time minstrel and motion picture actor, died here last week. He played in pictures with Mary Pickford, the Gish girls, Douglas Fairbanks, Norma Shearer, Sessela Oviri, Ger- aldine Farrar and D. W. Griffith.

Clara K. Young Destitute

Benton Harbor, Mich.—Clara Kim- ball Young is almost destitute in a California hotel room, it is stated today, by her lawyers here in connection with the divorce suit filed by Circuit Court Judge in her behalf against A. J. Ayleworth on a note of $5,900 said to be due as a note.
SHOUT
ABOUT
PRIZE
FIGHTER
AND THE
LADY
THE BIG NOISE OF YOUR LIFE!
M-G-M's happy because you'll be happy!
RIGHT ON TOP
OF "THE BOWERY," ONE OF THE BIGGEST
HITS IN YEARS, JOSEPH M. SCHENCK PRESENTS
ANOTHER DARRYL F. ZANUCK Production

Walter Win

BROAD KEY
THEATER REOPENINGS CONTINUE IN UPTREDN

(Continued from Page 1)

Pennsylvania and West Virginia, just about broke even with 14 openings and 13 closings, strike conditions probably having something to do with it. The Minneapolis area had 17 openings and seven closings, while in New York State, including Buffalo, Albany and New York City areas, there were 30 openings compared with 17 closings. The Philadelphia area had 21 openings against three closings, and Indianapolis 16 openings, four closings.

Omin Buys Control of Broadway
P. H. Omin has been elected president of the board of directors of the paper, succeeding David Herman, retired, it is announced by the W. Lawton managing director of this house and the Gaitey and Cohan. The change represents purchase of majority control of the theater by Omin, says Lawton, but does not affect management or policy.

Loew’s Aldine Dark Again
Pittsburgh—Loew’s Aldine, which returned Oct. 21, has closed again after a week’s run of “I’m No Angel.”

“BROKEN DREAMS”

with Randolph Scott, Martha Sleeper Monogram
70 mins. COWS GOOD OLD HOKE IN SENTIMENTAL STORY OF FATHER AND SON THAT WILL HIT FAMILY TRADE.

A very sentimental picture made for the masses that uses all the recognized material for getting the women feeling emotional and terey over the plight of a youngster abandoned by his father at birth and the son, who was father again when he was the second time. Dad walked out on the youngster when his birth caused the death of his wife. Six years later he returns from abroad and sets up his practice as a great child specialist, marrying a society girl who hasn’t much use for children. He meets his boy whom he had left in care of an old couple running a pet shop, and his paternal love asserts itself. He takes the son back into the home of his second wife. Then starts the conflict of divided allegiance—does his wife or child come first? It works out interestingly and quite well, with the boy being brought close together in mutual love and understanding. The fault is in the story construction which hits the obvious and misses the fine touches that a theme of this nature demands.


Director, Robert Vignola; Authors, Olga Printzlau, Maude Fulton; Cameraman, Robert Board; Sound, Satisfactory; Photography, Good.

“FOUND ALIVE”

with Barbara Bedford, Maurice Murphy, Robert Frazer Ideal
68 mins. MEXICAN JUNGLE THRILLER WITH EXCITING ANIMAL FIGHTS AND SUSPENSE.

Photographed along the delta of the Rio Grande, this feature contains plenty of material that lends itself to exploitation of the big ballyhoo. New Mexico, where a wealthy man is granted a divorce from his wife and is given a young son. Rather than give the boy up, the mother and her faithful buffer flee to Mexico with the youngster and there live in the heart of the jungle away from civilization. Many animal fights occur in the vicinity of their camp. A huge bear encounters and defeats a panther in a thrilling tussle. There are snake fights, the capture of a monster crocodile, the trading and capture of a wildcat, and numerous other interesting and exciting animal features. The sex angle is introduced when the lad, grown to budding manhood, holds clandes- tine meetings with a jungle girl, who it first discovered bathing in the nude with several other gals. A passing hunter recognizes the woman and informs the husband and all ends well.

Cast: Barbara Bedford, Maurice Murphy, Robert Frazer, Harry Beach, Jack Greer, Edwin Cross, Emie Adams, Cy Ceder, Stella Zanuo, Audrey Talley.

Director, Charles Hutchison; Animal Direction, Thomas Griffith; Author, Capt. Jacob Conn; Scenarist, Adrian Johnson; Adaptation, same; Editor, Rose Smith; Cameraman, with Roy Thompson; Recording Engineer, J. S. Westminster.

Direction, Good; Photography, Good.

“GOLDEN HARVEST”

with Richard Arlen, Genevieve Tobin, Chester Morris, Rosco Ates Paramount
71 mins. TIMELY SUBJECT HANDLED IN ENTERTAINING DRAMATIC FASHION THAT SHOULD PUT IT OVER FOR A FAIR COUNT.

With locale divided between the wheat country and the grain trading pit in the St. Louis Ates, at Trust this Charles R. Rogers production is an engrossing, timely story. Its box-office chances probably will be among the farming sections of the country, but it holds plenty of interest for other communities as well. Central story is about a farm lad, Chester Morris, who goes to Chicago and soon becomes a big trader in grain, making piles of dough while the farmers go broke, are overtaken by mortgages and face de- spair until Chester’s brother, Richard Arlen, proposes a plan to maintain grain prices. Woven into this agricultural problem are several romances, giving the picture a generous share of love interest. Comedy also is supplied in fair measure by the St. Louis Ates, without his stutter, with Elizabeth Patterson as teammate.


Director, Ralph Murphy; Author, Nina Willard; Scenarist, Caroll Carley; Cameraman, Milton Krasner; Recording Engineer, Earl Hayman.

Direction, Good; Photography, Good.

PARA. STUDIO AT PEABODY 20 FILMS UNDER WAY

(Continued from Page 1)

Herbert Marshall, Mary Boland and William Collier in “They Knew What They Wanted” with Jack Hoxey and Jack Oakie; "All We Have and All We’re Gonna Have" with George Raft and George Raft; "Miss Jane’s Baby" starring Randolph and Susan Fawcett; "Confidential" with George Raft; "The Border Legion" with Barbara Maude, with international contest winners; "Alice in W’eirdland.; "The Girl Without A Room" based on Jack Lait’s story: "David Durance”; "Catherine the Great"; and Charles Rogers’ “Eight Girls in a Row.”

Pictures being edited include Dorothy Wieg's "Craddle Song"; Ernst Lubitsch’s production of Noel Coward’s “Design for Living”; The Four Marx Brothers’ “I’m No Sneeze”; and "Lone Cowboy," with J. Carrol Naish.

Pictures in preparation are "Mr. Wazowski," based on "The Great Snaf," with Roscoe Arbuckle and "Bogus," based on "Bogus" with "Bogus Bajie," by Hispano Mexicano Cinematografica, S.A.

Menjou Opposite Chatterton West Coast Bureau of THE FILM DAIL Y Hollywood—Adolphe Menjou has signed to play opposite Ruth Chatterton in "Journal of Crime."
Van Loon Plans Travel Film
Hendrik Willem Van Loon, noted author of "The Story of Mankind" and other works, will make a feature picture based on his forthcoming trip around the world, it is announced by Stephen Slesinger, Inc., the producers. This marks Van Loon's first venture in the motion picture field. He tells Jan. 11 on the Friscoes.

Salary Investigations Must Be Finished Jan. 1
Investigation of the film business and other industries being conducted by the Federal Trade Commission must be completed by Jan. 1, as Congress convenes on that date. The probe is centered on "excessive salaries" and is authorized by the Costigan resolution, adopted by the Senate last June.

In gathering data for the investigation the commission has communicated with all picture companies listed on the New York stock exchange, asking for information concerning salaries.

Increase in U. S. Sales Reported by Al Lichtman
(Continued from Page 1)
Al Lichtman says that the film business in the U. S. will have a better showing in 1934 than in 1933. He expresses prediction that 

Texas Court to Rule on Sale of Product
(Continued from Page 1)
pictures he would be forced to go out of business. Rubin Freis of Victoria testified that because he could not obtain pictures from the defendant companies he had closed his theater and his $90,000 investment was bringing in no returns. H. A. Cole, president of Allied Theater Owners of Texas, also testified.

Williams Again Heads Iowa-Nebraska M.P.T.O.
(Continued from Page 1)

"A MAN'S CASTLE" is closer to 'Seventh Heaven' than anything the director has done since."

THE MOST GLORIOUS LOVE STORY SINCE "7th Heaven"!

A MAN'S CASTLE

FRANK BORZAGE Production

with
SPENCER TRACY • LORETTA YOUNG

Screen play by Jo Swerling

From the play by Lawrence Hazard

A COLUMBIA PICTURE

A Screen Guild Picture
NIAGARA FALLS
may run dry but—

Wind Stops Niagara Cascade;
Sightseers Walk in River Bed

Special to the Herald Tribune
NIAGARA FALLS, N. Y., Nov. 5.—An east wind had blown a large part of Niagara Falls almost dry today. The wind has been from the east for three days. For three days it has been piling the water of Lake Erie up toward the western end of the lake, retarding the flow of the Niagara River to an extent never observed before in civilized times except in connection with an ice jam.

The water level in the gorge below there is a meager flow, making the center fall a slender column of water.

Above Goat Island the river seems a mere trickle by comparison in its normal volume. Acre upon acre of rock gleams dully where the water flowed deep and green last Thursday. This condition prevails for two miles above Goat Island, and sightseers are walking dryshod in the river bed there.

The weatherwise say that it would take a month before the river

Mae West
in "I'm No Angel"
with Cary Grant, directed by Wesley Ruggles
runs on forever!

Six tremendous weeks at Oriental Theatre . . . Chicago
Four capacity weeks at Paramount Theatre, New York
Four crowded weeks at State Theatre . . . Detroit
Four weeks at Grauman's Chinese Theatre, Los Angeles
Three record weeks at Paramount Theatre . . . Newark
Three capacity weeks at first-run house . . . Cleveland
Three big weeks at first-run houses . . . San Francisco

The 2-week first-run engagements of this picture are too numerous to list here

If it's a Paramount Picture it's the Best Show in Town!
Radio

competition waning

By DON CARLE GILLETTE

PRACTICALLY no more squawks are being heard from exhibitors these days about the competition of the radio. The fact that theater attendance has been rapidly improving may have something to do with it.

When business is bad, showmen are apt to reach out for branches on which to hang the blame. And the radio was a very prominent twig.

* * *

HERE is a trend in broadcasting, however, that should give exhibitors hope. The air is going in more and more for news and other matter of a factual, educational or otherwise practical nature. But especially news. It would not be surprising if eventually radio became chiefly a news medium. That newspapers anticipate such a possibility is indicated by the precaution many of them have taken in obtaining television broadcasting licenses. Radio systems, on the other hand, are adding up extensive news services. So it looks as though radio will be competing with the newspapers more than with theaters.

* * *

A S commercial entertainment, the radio has never had a chance anyhow. Lack of the visual factor is too big a handicap for it to hurdle. Television will be an improvement, but it is far from enough.

And television entertainment is pretty certain to boom film business through the necessity of broadcasting a very large percentage of its programs from films—because no screen has educated the world to a level of "production values" far beyond the possibilities of a limited stage or two-four studio.

INCIDENTALLY, the public's capacity for entertainment is steadily expanding. With normal employment conditions and plenty of leisure, folks will no longer be hoisting between radio and movies, but will be going in for more of both.

Foreign Field Has Nothing to Offer America, Para. Producer Believes

West Coast Bureau of THE FILM DAILY

Hollywood—Hollywood today is rich enough in writing and acting talent to meet production needs for the next 10 years, B. P. Schulberg told THE FILM DAILY yesterday. The producer recently returned from Europe without signing any foreign stars or writers.

"Foreign studios have nothing to offer America, Para. Producer Believes" (Continued on Page 5)

LUBITSCH SAYS FILMS MUST REFLECT TIMES

It is unfair to criticize producers for the type of stories they make because the screen, in order to survive, must reflect public interest, declared Ernst Lubitsch in an interview in New York yesterday. The screen doesn't necessarily depict the public's wants. (Continued on Page 4)

Brylawski is Re-elected Head of Wash'n M.P.T.O.

Washington Bureau of THE FILM DAILY

Washington—A. Julian Brylawski was re-elected president of the M.P.T.O. of the District of Columbia. (Continued on Page 5)

Blank Gets 5 Iowa First-Runs In New Move to Acquire Houses

Airing Wiclin-Fox Battle In Probe of Chase Bank

Washington Bureau of THE FILM DAILY

Washington—The struggle between A. H. Wiggins of the Chase Bank and William Fox for control of Fox Theaters and General Theaters Equipment is expected to be aired today at the Senate's stock market probe being conducted by Ferdinand Pecora.

The Annual Film Daily Year Book Has An Established Reputation For Facts. —Adv.

Des Moines—A. H. Blank yesterday formed a new theater corporation here to buy five first-runs as well as "any and all" theater properties offered. Blank, who has been affiliated with Publix in the past, is now a trustee of a group of bankrupt Publix houses.

The 1934 Film Daily Year Book Is A Liberal Education In Pictures. —Adv.

Divorce of Radio Pictures From RKO Is Urged by Reade at Hearing

Appearing unexpectedly at the filling of the RKO receivers' report with U. S. District Judge Bondy yesterday, Walter Reade told the court that the corporation could be put on its feet if its film affiliate, Radio Pictures, were dropped and RKO Theaters allowed to continue.

Despite the pleas of counsel for Reade and Lawrence Green, counsel for Harrison Trust & Realty Co., stockholder, that Irving Trust is not qualified to carry on the business of RKO, Judge Bondy permitted the divorce. (Continued on Page 5)

LESTER COWAN QUITS M. P. ARTS ACADEMY

West Coast Bureau of THE FILM DAILY

Hollywood—Lester A. Cowan resigned yesterday as secretary of the Academy of Motion Picture Arts and Sciences. There had been friction between him and J. T. Reed, president.

Patterson or Kalmine

May Succeed Goldman

Philadelphia—Although no appointment is understood to have been officially made up to last night, both Willard Patterson and Harry Kalmine are reported to be under consideration as successors to William Goldman, who has resigned as general manager of the Warner-Stock Company. Patterson is now assistant manager of the Warner-Stanley Circuit. Patterson is now assistant manager of the Warner-Stanley Circuit. (Continued on Page 5)
Financial

New York Stock Market

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New York Curb Market

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New York Bond Market

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N. Y. Produce Exchange Securities

| PARA. PUBLIX | 14 | 14 | 14 |

Regular Eastman Dividends

Eastman Kodak today declared a quarterly dividend of 75 cents on the common stock and $1.50 on the preferred, both payable Jan. 2 to stock of record Dec. 31.

Iowa Neb. Allied Endorses Film Code

Des Moines—Endorsement of the motion picture code was wired by Allied Theater Owners of Iowa and Nebraska, a unit of Allied States Ass’n, Tuesday. Fifty members attended the session held at Des Moines. Recommendation was another step in the smorgasbord of Convention activities. A committee will be appointed by the directors to work with major producers on problems of the independent exhibitors.

$200,000 Is Studio Quota

In Community Chest Drive

West Coast Bureau of THE FILM DAILY

Hollywood—A quota of $200,000 for eight major studios has been set in this year’s Community Chest drive. It is divided as follows: M-G-M, $40,000; Paramount, $35,000; Fox, $30,000; Warner-First National, $30,000; RKO-Radio, $20,000; United Artists including Sam Goldwyn and 20th Century, $20,000; Universal, $15,000; Columbia, $10,000; and the independent producer of Radio, who is serving as executive chairman of the motion picture industry committee. Joseph Schenck, Jack L. Warner and Louis B. Mayer are vice-chairmen.

Frederick Beetzon of the Motion Picture Producers and Distributors Association is in charge of the independent companies, laboratories, etc.

Footlight Parade Ahead

That “Footlight Parade” is piling up bigger grosses than “42nd Street” and “Gold Diggers of 1933” in 12 out of 15 situations where it has been shown is shown by a report compiled by Warners. Many of the houses increased their admission scale for the latest musical.

M. J. Sparks Dies

Jacksonville, Fla.—M. J. Sparks, 48, brother of E. J. Sparks and manager of his company’s studios, died Tuesday in Covington, Tenn.

M-G-M Day at Ampa

Today’s Ampa luncheon in Sarid will have three guests of honor from M-G-M. They include Peter Greig, head of the studio’s operations, and William Ferguson and Capt. Volney Phifer. Ann Rommel, songwriter, and Hen. Joseph Higgins, sheriff of New York County, also will be there.

Belle Baker For Vitaphone Short

Belle Baker, for years a star in vaudeville and on the legitimate stage, has been signed to appear in a Vitaphone short subject. Cyrus Wood, A. Dorian Otvos and Eddie Moran are working on the scenario under the supervision of Herman Ruby. Dance numbers are in the process of creation under the direction of Paul Frenzen.

Para. Buys Two Storiers

West Coast Bureau of THE FILM DAILY

Hollywood—“A Son Comes Home,” original by Julian Josephson, and “Pursuit of Happiness,” Broadway play by Alan Child and Isabelle Loudon, have been bought by Paramount. Grover Jones and Louis Gruenewald, writer-director team, will handle the former.

Must Pay $50,000 Costs

In St Louis Litigation

St. Louis—Plaintiffs in the recent M-G-M v. Vector Bros. Enterprises, Warner subsidiary, circuit, must pay costs of the litigation. It has been ruled by Circuit Judge Henry Hamilton, who dismissed the receivership in August. Similar action is expected in the St. Louis Amusement Co. case. Harry Koplar was the moving spirit in both suits.

Revising “Intolerance”

D. W. Griffith’s “Intolerance,” released in 1916 and last shown in 1926 at the Chicago, will be revived starting Nov. 14 at the 55th St. Playhouse to inaugurate a series of revivals in aid of the “New York American” Christmas and Relief Fund.

Ticket Broker Suspended

Washington Bureau of THE FILM DAILY

Washington—For excessive brokerage charges on certain tickets, the War Department recently has suspended ticket sales license of Thomas J. Crow, who operates from the Hotel Algonquin, and has ordered him to pay a fine of $25, the maximum permitted.

Kurtzman Managing St. Louis

S. Louis—Charles E. Kurtzman, former circuit executive in the east, is now resident manager of the St. Louis Theaters, which reopened Nov. 3 under the general management of Harry Singer, district representative for Fanchon & Morley.

Castle Film Using RCA Sound

Castle Films, producers of business pictures, has contracted to use RCA Victor Phonophone sound equipment in future.

Gustave McClune Dead

Gustave McClune, for years manager of Proctor’s Fifth Ave. and associated with various film activities, died recently in Akron, Italy, according to word just received in New York. He had been connected with Broadway stage and motion picture enterprises since 1902.

Lita Grey Chaplin at Paramount

Lita Grey Chaplin will be a special attraction on the stage program opening tomorrow at the Paramount in conjunction with the Maurice Chevalier picture, “Way to Love.” Jack Benny also will be on the stage.

“Men in White” for M-G-M

M-G-M is understood acquiring “Women in White” and “Men in White” for its 1934 edition now in preparation.

What newspapers of the world say about the—

Xenia

“The year book is a huge and pretentious volume of more than 1,000 pages, handsomely bound in linen with embossed title, beautifully printed and illustrated, and containing a volume of interesting facts about pictures. It has its departments dedicated to the Academy of Motion Picture Arts and Sciences, to actors and actresses, to directors, associations, film corporations and producers, codes of ethics and contracts, film exploitation and distribution, foreign and domestic pictures, recording, lights, color and direction, on screen service and censorship, on organizations of players and technicians. It lists all the feature productions made since 1915 in a complete directory of the film picture personnel, from executive to players, and lists all allied associations with offices and addresses. If there is anything connected with pictures not contained in the Film Daily Annual, no one will ever discover it because of getting lost in the mass of information it does contain.”

R. A. Higginson,
The Xenia Gazette, Xenia, Ohio.

Ottumwa

“We believe that the FILM DAILY, well known trade paper, for its production of the year book on the movie industry. For an instant you think that the picture business is not a giant industry. Drop in on a look at the 1,000 page book, filled with facts and figures galore. It is really a movie encyclopedia. Not one actor, distributor or producer, exhibitor or any other having a part in the film industry is missing in its pages.”

The Ottumwa Courier, Ottumwa, Iowa.
Names Are Box-office Keynote of Showmen's Recovery Program of Short Features; Lillian Roth and Ernest Truex Score with "Million Dollar Melody" and "Mr. Adam."

Educational Pictures have taken another giant stride ahead of the field. The big name stars of radio, stage and screen signed up to reinforce Educational's established favorites, have begun to deliver...with a k.o. wallop in every reel. Their comedy hits are scaling new peaks of short subject box-office valuation.

East and West...Educational's production units are giving 'er the gun in an unprecedented flight of short subject showmanship...stepping up on a program of entertainment that runs the gamut of public taste, and gives the showman bigger opportunities for profit.

E. W. Hammons Fulfills His Promise of Box-office Talent

No company has ever approached, in one season's comedies, the grand array of box-office names coming to you in Educational Pictures. Among the outstanding favorites who are contributing to this showman's program are: Ernest Truex, Andy Clyde, Helen Morgan, Tom Patricola, Tom Howard, Stoopnagle and Budd, Moran and Mack, Milton Berle, Lillian Roth, Olive Borden, Bob Hope, Charles Judels, Taylor Holmes, Junior Coghlan, Tom Howard, and James Melton.

Your Profits Are in Your Hands

There's profit for the showman, too, in the single-reel pictures in which Educational is covering such a wide range of amusement angles. There are no funnier cameos to be had than Terry-toons. Fast increasing sales show their growing popularity. There's a smile for everybody in the new Song Hit Story, "Slow Poke," featuring Stepin Fetchit, the original Lazy Bones. And "Your Life Is In Your Hands," a gem from the Treasure Chest, will have everyone in your audience talking and studying the lines in his hands. It offers a score of opportunities for easy exploitation. Your profits are in your hands.

First of New Stars in Parade of Hits

Lillian Roth

in

"MILLION DOLLAR MELODY"

Ernest Truex

in

"MR. ADAM"

The parade of hits from the eastern forces is under way, with Lillian Roth and Ernest Truex leading the procession. Miss Roth, with Eddie Craven, gives Educational's Musical Comedies a great send-off in "Million Dollar Melody." This Jack White production, with original songs by James Hanley and Benny Davis, is a picture of big feature calibre in story, music, dialogue and action. And Mr. Truex, with all his big feature successes, has never done a funnier role than that of the nudist colony recruit in the Al Christie production "Mr. Adam."
Lubitsch says films must reflect times

(Continued from Page 1)

larly day at Union and played the same groups. To compel the studios to film them.

Raving over "Three Little Pigs," the Paramount director characterized Walt Disney as "the greatest screen artist." Lubitsch hopes that producers won't overdo musicals, with talker with English advertisement "meal ticket" provided it is used judiciously. He advocates each company limit its musical output to a certain small percentage. "And don't let everybody in the cast sing," admonishes Lubitsch.

The director has two move pictures to make for Paramount under his current contract. While spending several weeks in New York he will see various plays preliminary to making his next picture. Lubitsch's last production is "Design for Living," soon to open on Broadway.

1,500 Sign Erpi Contracts

More than 1,500 theaters already have signed one-year Repair and Replacement Contracts with newly negotiated rates, offered by Electrical Research Products, according to General Sales Manager C. W. Bunn. Among the larger chains that have availed themselves of this contract are Golden State Theaters of San Francisco, the Poli in New England Theaters, the Walter Reade Theaters in New Jersey and New York, and the Crescent Amusement Circuit in New Orleans.

New Strauss Musical Opening

"Wieni Bliu" ("Viennese Blood"), Viennese screen operetta with music by Johann Strauss, opens tomorrow at the New York Hippodrome. Michael Bohnen, former Metropolitan Opera star, plays the chief role.

Worldkino Yiddish Film Opening

"Laughing Through Tears," Yid- disk, a nine-year-old Yiddish operetta, composed titles produced in the Soviet Union and distributed in the U. S. and Canada by Worldkino Corp., opens Saturday at the Acme Theater.

Coming and Going

H. B. WARNER, who has been in England appearing in the filming of "Sorel and Son," returned to New York Thursday night on the "City of Paris.

JOE E. BROWN, First National star, is due in New York within a few days for a vacation.

RICKY TUCKER, after a rest on the coast, opened Nov. 15 at the United Artists Theater, Los Angeles, and then plays San Francisco and Oakland.

FRANK FRAZEE of the L. A. T. S. E. returns to New York Tuesday from an out-of-town trip.

ARTHUR LANDAU leaves New York today for the Coast.

FOREIGN SITUATIONS UP AT HAYS OFFICE

Question as to whether or not major companies associated with M-G-M office withdrawn pro plans for Czechoslovakia remained unsettled, the conclusion of a meeting of foreign department representatives yesterday. Another meeting will be held on the subject next week, following receipt of more information from that country.

The situation in Denmark, which has also caused withdrawal of plans, was not discussed, it understood. The former Hays office did not attend as he was confined to his home with a grippe.

M. P. Federation Continue

The Federation of the M. P. I. dustry, whose membership comprises independent producers and distributors, has no intention of folding under following effect of the industry. This is the statement made yesterday by President Pete Hall, and Attorney Jacob Sche- ter, general counsel. Arrangements are being made for additional arancing.

Segal Buys "Hell's Holiday"

Morris Segal of Majestic Pictures Corp. has bought the right to Superb Pictures' "Hell's Holiday" for Ohio and Kentucky.

Stanley Hand Laid Up

Stanley Hand, Northwestern Di vision sales manager for Erpi, laid up by tonsillitis.

THE INDUSTRY'S DATE BOOK

Today: Public hearing on Burlingame Cod Washington.

Nov. 10: Motion Picture Ball, King Eden Hotel, Toronto, Canada.

Nov. 13: Hearings starting on Wholesale Code, which Theatre Equipment Code is a part of Mayflower Hotel, Washington, D. C.

Nov. 14-15: Annual convention of Allied Motion Pictures of the Northwest, New Washington Hotel, Seattle.

Nov. 14-15: Annual convention of Allied The- aters of Michigan, Hotel Durant, Flint (Tentaline).

Nov. 15-16: Meeting of newly formed Inde pendent Motion Picture Theater League Ohio to elect officers and discuss tax fight. Decker Hotel, Columbus.


Dec. 4: Kansas City Film Row's Annual Charity Ball, at the Plaza, Kansas City. Frr Heilman, M-G-M manager, chairman.


Dec. 31: Motion Picture Salooners' twelfth anii Annual Falls County "Dance," Hotel Plaza New York.

EES H'WOOD TALENT LASTING TEN YEARS

(Continued from Page 4)

for the American motion picture industry," said Schulberg. "I firmly believe that there are enough underperformed screen personalities living in the shadows of our studios to furnish producers with starring material for the next decade. The only lady picked for 'Alice' has been living here for four years. I warrant there are a score of Marie Stalers here, too. Foreign stories and foreign actors, are all right for sign audiences, but they just don't fit properly into our entertainment.

rylawski is Re-elected

Head of Wath'n M.P.T.O.

(Continued from Page 4)

for the ninth time at its meeting this week. Sydney Lust was elected vice-president; Wm. Herbst, treasurer, and Nat Browne, secretary. Maurice Davis, John J. Pay- a Lightman, W. Wilcox and Hassler were elected to the board. A resolution approving the film which was adopted and sent to the N.B.C. was introduced by Ed Rykendall of the M.P.T.O.A. In a resolution Sol A. Rosenblatt is praised for his "sympathetic understanding attitude" toward problems of theater owners.

Bryson Launches Co-op Plan

London—A new cooperative plan production of British pictures a purchase of accessories has been started by J. V. Bryson under the aegis of the Empire Co-operative Friendly Society. It is modeled on the lines of the former First National franchise plan in Amer-

Parent-Teacher Recommend 5

Out of nine pictures previewed the New York Parent-Teacher Ass'n in its October report, five were given a "Parent-First" rec-

ers, as follows: "Footlight Pade," "Gold Diggers," "The Nar-

Corner," "The Kennel Murder-

ne," and "The World Changes," the pictures recommended were rekylo Square," "Chance for


Cincy Variety Club Quarters

Cincinnati—Headquarters of the Fifty Club have been established the Netherland Plaza. Bill Goeh-

ly of Fox is president of the club, Harry Shars of the RKO Pal-

ae vice-president; Abe Lipp, treasurer, and Joe Kolling, secre-

gy.

Grippe Hits Hays Staff

Two members of the Hays Office staff, Major F. L. Herron and Maurice McKeever, are laid up by the grippe. A third, Frank J. Willsch, has been hit by the same malady but is holding it off by re-reading George Ade's fa-

bles, claiming they are better than pills.

RKO RECEIVERSHIP CONTINUED BY COURT

(Continued from Page 1)

receiver for RKO is still not complete. The attorney speaking for Reade was H. S. Colton of Schlesinger & Schlesinger, counsel for the Broadway and 47th St. Corp. of which Reade is vice-president. Neither the corporation nor Reade is a RKO stockholder, but the corporation is plaintiff in a suit against RKO involving rent claims on the Mayfair Theater amounting to $3,000,000.

Patterson or Kalmine

May Succeed Goldman

(Continued from Page 1)

handling labor relations for Warn-

Theaters, while Kalmine is War-

ner zone manager at Pittsburgh.

Joe Bernhard, head of Warner theaters, is in Philadelphia in connection with naming a successor to Goldman, who is to remain here until late this week.

Boris Kaplan Not Joining Para

Paramount yesterday denied a report that Boris Kaplan, who has been general manager for Arch Sel-

wyn, is joining the company in its production department in New York.

St. Louis Variety Club Quarters

St. Louis—A 15-room residence at 4400 Lindell Blvd, has been rent-
ed as headquarters of the recent-

ly formed Variety Club.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Nov. 9

Marie Dressler

John Miljan

Forrest Halsey

Marie Dressler

(Married 1922)

Nov. 9

John Miljan

(Married 1932)
Thursday, Nov. 9, 1933

A "LITTLE" from HOLLYWOOD "LOTS"

By RALPH WILK

KATHERINE HEPBURN expects to finish in RKO's "Trigger" within 10 days, after which she will fly to New York to appear in "Sky Blue," Ted Harris stage production.

Jackie Searl has been signed by Columbia for "No Cannons Roar."

Shirley Temple is a recent addition to First National's "Mandalay."

Mitchell Leisen, who directed Dorothy Wick in "Cradle Song," has now been assigned by Paramount to direct "Death Takes a Holiday," with Fredric March.

Helen Chandler will play Ophelia opposite John Barrymore in "Hamlet" at the Hollywood Bowl.

Carol Wines and Margaret Neary will appear in Columbia's second musical, "Roaming Through the Rose," being made by Archie Gottlieb with Zion Myers supervising. Arthur Jarrett has the featured role.

Sidney Toler is working in "Trigger," RKO vehicle for Katharine Hepburn.

"Dark Sunlight" has been selected by RKO as the new title for "Wild Birds."

By RICHARD CONWAY

Cyril Hume is working on the script of RKO's "Dance of Desire," a Donald Henderson Clarke original in which Dolores Del Rio and Joel McRae will appear.

Sam Ash, Broadway musical comedy leading man who made his screen debut with Alice Brady in "Stage Mother," has been given the story-telling role in Charles R. Rogers' production for Paramount, "The Girl Without a Room."

June Brewster is a recent addition to RKO's "Hip Hip Hooray."

Milton Joyce, recently in Columbia's "Fury of the Jungle," goes to Universal for a role in "Madame Spy," and then will return to Columbia. He is succeeded by Howard Seiter.

C. Henry Gordon and Otto Kruge have been given new long-term contracts by M-G-M.

Lloyd Hamilton has been added to the cast of the new Educational-Mermaid comedy, tentatively titled "Strained Relations," which now includes George Bickel, Billy Bevan, Johnny Harron and Josephine Hall.

Harry Edwards is directing.

Mike Cantwell, the man who trained Max Baer, Jack Johnson, Tommy Ryan and Ty Cobb, officially opened a boxing school at the M-G-M studios last week. Those who have already joined Cantwell's class are Clark Gable, Stuart Erwin, Jack Conway, Seymour Felix and Douglas Shearer.

E. H. Griffith will direct Ann Harding in "World Outside" for RKO.

Mary E. McCarthy, former staff writer at Universal, has been assigned to adapt her own original story, "Taxi Dancer" (tentative title), for Goldsmith Productions. The picture goes in work Nov. 13.

Reginald Denny, who now combines the duties of producer, director and actor under the banner of Angelus Productions, with George Weeks as his associate, has launched "The Big Bluff" and will follow it with "What Will We Go From There?"

June Vlasek's contract with Fox has been renewed.

Norman Foster, who had planned a vacation in Hawaii on completion of "7 Lives Were Changed," will work on his own film in Catalina waters instead.

Charles Bickford, now making a picture in England, is receiving bids from several Hollywood producers to return here. Word from him is expected this week.

Lloyd Bacon, who will direct Al Johnson in "Poker Bar" for Warner, is now supervising construction of several massive sets for the production. The production office will be the cafe. Galaxy of names to be directed by Bacon in this film also includes Dolores Del Rio, Dick Powell, Ray Francis, Ricardo Cortez, Guy Kibbee, Glenda Farrell, Ruth Donnelly and Hugh Herbert. Production starts Friday.

Columbia has signed William Bakewell and Ward Bond for "Standing Room Only."" "Torch Singer," as the M-G-M director, has left Arizona to pick sites for the filming of "Laughing Boy."

Edward Ellis has joined the cast of Warner's "Hi, Nellie."

Gregory La Cava, asked by "Silver Screen" magazine to select the ten names which have made the most impressions on the film industry during the past year, has assigned his busy directing to "Gallant Lady.""

Charles O'Malley, brother of Pat and a film character actor for 15 years, has been added to Fox's "Sleepers East."

Harry Chandlee, story editor of the Jesse L. Lasky unit producing for Fox, will collaborate with Gladys Unger and Clemmie Galloix on the screen play of "Grand Canary," by A. J. Cronin.

Bill Cagney, John Halliday and Vivian Tabor have been signed by Trem Carr, Monogram production head, to appear in "Woman's Man," based on Adela Roger St. John's story, "The Great God Fourfush." Edward Luddy will direct.

Margaret Lindsay will appear with Leslie Howard in First National's "British Agent."

William J. Connen has been signed to direct "Taxi Dancer" (tentative title) for Goldsmith Productions from the screen play by Mary E. McCarthy.

Mitchell and Durant, Broadways' comedians, have been signed for "Fox Folieu."

Henry King, after directing "House of Beauty," is in Boston to see "For Sale," would like to see it, and will now take a vacation in Europe, going by way of Spain.

"Beggars in Ermine," Tristram Tupper adaptation of the Ethel Lynd Day novel, will go in war at Monogram after "Woman Man." W. T. Lacey will supervise. "Mystery Liner" and "Manhattan Love Song" also will be started by producers in October.

Alison Skipworth will be in Fox's "Coming Out Party." A Lasky production with John Blimestone directing.

Lenore Ulric's first RKO picture will be "French Films," directed by Gregory Ratoff, with Humphrey Paerson adapting it. Production starts Dec. 1.

Evelyn Venable, who appeared with Walter Hampden on the stage, has been signed by Paramount.

Bette Blythe is returning to the screen in a Fox picture starring George O'Brien.

Fox will produce "Now I'll Tell," by Mrs. Anold Rothstein and based on the life and reign of the Broadway sporting figure.

Valentino Mandelstam, who, for 14 years, was the French government's representative in Hollywood film matters, will now concentrate on writing and advising work in connection with pictures having foreign backgrounds. He is the picture Hollywood's new commissar, having made 25 trips to and from Paris.

Things we can't imagine: Mae West doing a spring dance; Helen Armetta with a new walk; Arthur Caesar minus a flower; Larry Damour minus a smile; Mike Simmons lacking long words.

Warren B. Duff, formerly with M-G-M and Tiffany, is now writing the screen play and dialogue for "Heat Lightning," in collaboration with John Holmes. The picture will be made by Warner Bros.

Reunion of Beauties

When Paramount's most recently signed beauty, Dorothy Dill, the Minnie Riperton of her generation, reached the coast Nov. 20 for her first assignment in a picture to be called "Nowhere," there will be a reunion of several former pageant winners and Ziegfeld girls now in pictures. Martin Starr, Min Delli's manager, is already planning a gala welcome for the former Ziegfeld star by Irene Ware, Boots McGehee, Joan Blondell, Thelma Todd and other beauty pageant contestants and winners.

HOLLYWOOD PLAZA

MOSl CONVENIENT
Hotel in Hollywood
$2.50 up, Single
Special weekly and monthly rates
The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure.
Every room has private dressing room, bath and shower. Beds "built for rest." Every modern convenience. Fine foods at reasonable prices. Convenient parking for your car.

HOLLYWOOD
N-E-W-S O-F T-H-E D-A-Y

Montgomery — When the Empire opens Saturday under the Wilby name it will be managed by Gene Arish, manager of the Strand. His successor at the Strand has not yet been appointed.

Youngstown, O. — The Astor neighborhood house, is now on a one-day basis. John Perruzzi is manager. The Palace is now operating three days a week, with L. J. Ritsch as general manager.

Carrollton, O.—R. E. Bishop, owner of the Virginia, only movie here, has leased the house to H. K. Rader.

Delphos, O.—Frank Templin of Sandusky, Ind., has acquired the theater and reopened it.

Reading, Mass.—The Reading has closed from the Phil Smith Circuit to the hands of M. Pouzner.

North Brookfield, Me.—The Star being opened by Mrs. E. M. Kelly.

Ridgeway, Mo.—Leaenbury has opened the Ridgeway, closed for sometime.

Grand Rapids, Mich.—Don Weir, manager of the Majestic, is putting a workout as a public speaker, a number of local clubs calling him to speak on his experiences in Hollywood.

Milwaukee — The Oriental, under management of Johnny Jones and booked by Billy Diamond of Chicago has inaugurated a three-day vaudeville policy.

Chicago — The Academy has reopened under management of N. H. Larrer, with a picture and five acts of vaudeville, three splits a week, Tuesday, Wednesday and Friday. Euse is booked by Dick Hoffman through the Billy Diamond office.

Berlin, Wis.—Charles M. Dodson, owner and manager of the Liberty Opera house here for many years, died recently.

Grand Rapids—W. W. Brown has purchased the Roosevelt, formerly operated by C. E. Reynolds.

Sheridan, Mich.—The Community, badly house here, has closed.

Dundee, Mich.—The old Electric, only theater here, has been dismantled.

Lawrence, Mass.—The Auditorium has been opened by Peter Contario.

Pittsfield, N. H.—The Liberty has been opened by Alfred Provencher.

Bradford, Vt.—H. E. Smalley, who now operating his theater, is competing with his Fairlee house.

Cleveland — Lew Thompson, formerly with Rappaport Studios, has joined the Goodwin Corp. of America, merchandising distributors with headquarters in Chicago. The Rappaport Studios, have been appointed distributors in this territory for the United Art Service of New York.

Cleveland—W. D. Ward, formerly with Fox in Detroit, has joined the local RKO sales force.

Boston—Ben Rosenberg, former house manager of the Metropolitan, has swapped jobs with Tom Wall, of the Modern.

La Belle, Fla.—A city ordinance enacted here forbids Sunday shows.

Cincinnati — The wife of Charles Palmer, Columbia sales representative, died a few days ago.

Cincinnati—RKO Albee joins the ranks of RKO houses giving Saturday midnight performances.

Mount Vernon, N. Y.—Stuart Theater Corp. has leased the Westchester.

Wheeling, W. Va.—Tony Stern, assistant manager of the Warner theater in Pittsburgh, has been named manager of the Victoria here.

Canton, O.—City council has tabled indefinitely an ordinance sponsored by the operators' union asking that two men be employed in a booth.

Detroit — Another local first-run presentation house, the Harlem, is scheduled to open about Nov. 15.

Norwich, Conn.—Judgment for the defendant was given by Judge Arthur F. Ellis of Superior Court in the $100,000 damage suit brought by Frederick Ungar of Jersey City against Dr. Napoleon B. Lewis, owner of the Strand here. Ungar claimed that Dr. Lewis had refused to give him a lease of the theater although he held an option.

"Beautifully enacted and produced 'A Man's Castle' is a romance belonging in the popular category of 'Seventh Heaven.'"

Screen Book

THE MOST GLORIOUS LOVE STORY SINCE "7TH HEAVEN"

A Man's Castle

A FRANK BORZAGE Production

with SPENCER TRACY—LORETTA YOUNG

Screen Play by Jo Swerling

From the play by Lawrence Hazard

A COLUMBIA PICTURE

A Screen Guild Picture
Deal Closed on 12 Superior Westerns

Distribution deals on 12 westerns to be made this season by Superior Talking Pictures have been made with Masterpieces, Philadelphia, Tri-F, Washington, Jerry Acme, Chas. Porter, Capitol Exchange, Indianapolis; Amy, Charlotte; Goodrow, New Orleans; Master Film Pictures, Atlanta; Square Deal Exchange, Oklahoma City, and Adams, Dallas, Buddy Roosevelt and Buffalo Bill, Jr., each will be starred in six of the pictures, four of which have been completed.

Committees Appointed By Western Pa. M.P.T.O.

Pittsburgh — Committees for the year appointed by the M.P.T.O. of Western Penna. and W. Va. at its recent annual convention are as follows:


SERGEANT AT ARMS — Bart Datola, Carl Rhode.


CODE — W. D. Davis, chairman, E. H. Goldberg, Alex A. Moore, Wm. W. Wheel, Dr. C. E. Herman.

Detroit Notes

Detroit—Clyde Tanner, from New York, has replaced Sam Schubof as assistant manager of the Publix Studio.

Milton Schwartz has been made assistant manager at the Michigan. Mr. Schwartz was left the Van Dyke, which is now being managed by Wanda Zawistarki, owner.

Maurice J. Kaplan of Metropolitans has been transferred to the public service division of the Community Fund drive.

"I'm No Angel" has broken all local records by going into a fourth week at the State.

Henry" in Sixth Paris Week Paris—"The Private Life of Henry VIII," a London Films production distributed by United Artists, is in its sixth week at the Lord Byron theater.

Another Disney Holdover

Following in the footsteps of "Three Little Pigs," Walt Disney's "Lullaby Land" has been held over for a second week at Loew's State.

Short Shots from Eastern Studios

By CHAS. ALICOTE

MILTON BERLE, recently signed by Educational, has been assigned the starring role in the second musical comedy to be made by Jack White from a story by Harold Atteridge under the title "Poppin' the Cork." Shooting will begin at short order next week in New York, where Educational's new service studios are located.

Eddie Roberts, who portrayed the comedy "tough guy" in Jack White's first musical comedy for Educational, "Million Dollar Melody," appears in the Coronet Comedy, "The Good Bad Man," which he directed for the Columbia Pictures, Frances Upton, Edna Meive and Charles Judels. The picture has just completed shooting, director famed and handled the casting, with Larry Williams in charge of cameras.

Glen Lambert and Delph Singer are doing the script for the "Pepper Pot" short in which the Radio Ramblers will star for Vitaphone. Ralph Staub is to direct, and production starts late this week.

Story preparations are underway for the first Stoogemobile and Bud starring comedy which Al Christ will shortly produce for Educational.

Marshall Neilan, scheduled to start work this week at the Eastern Service Studio in Astoria on the feature tentatively titled "Social Register," which he will direct, has left the Van Dyke, which is now being managed by Wanda Zawistarki, owner.

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Chinese Representative of Aiding Producers in U.S. West Coast Bureau of THE FILM DAILY Hollywood—A better outlook for American films in the Chinese market is expected to result from the establishment of a Consulate here by Mr. Yei-seng Kiang as the first Chinese Consul, to assist studios getting official authentic Chinese information on the Chinese picture industry. The Consulate will be opened this week.

In the past there has been a good deal of trouble with American pictures in China due to the Chinese government's restrictions on American pictures.

Mr. Kiang is now acting as the first representative of the Chinese film industry on the West Coast, and is cooperating with the M-G-M on "A Good Earth," which he has recommended to Miss Lee, a drama student of the U.S., who has a proficient and authentic knowledge of China, to act as technical director.

Another "Fugitive" Suit

Atlanta—Suit for $100,000 again annexed for Harry Enterprises, Inc., Virginia Theater and R. B. Wilby, has been filed by L. C. Perkins charging that "I'm A Fugitive from a Chain Gang" was "dangerous to my reputation." Mr. Perkins says he was in charge of the Campbell County convict camp from which Robert Burns, author of the story, escaped. A similar suit, for $1,000,000 was filed by J. Hardin Hardy, convicts camp warden, who has since died.

Detroit Fox Permits Smoking

Detroit—Just after George W. Trendle had revoked permission to smoke in all Fox houses, the Fox announced it would permit smoking in the mezzanine and balcony, the first time smoking has been allowed at the Fox.

Publicity is All Set on Reorganization

258 British Silent Houses

London—Ticket brokers have made a $50,000 buy, running eight weeks, on Charles Chaplin's "Life of King Henry VIII," British-made United Artists, which opened at the Leicester Square; it is doing the biggest business, according to British, or British, since Chaplin's "City Lights."
**REVISIONS SIX TRADE PRACTICES FOR ALL CODES**

**Ed Kuykendall Expects No Major Changes in Film Code**

Revisions in wording anticipated by head of M.P.T.O.A.


The only revisions Kuykendall anticipates will be in the language. (Continued on Page 10)

**MORE MPTO UNITS READY TO SIGN CODE**

Two more M.P.T.O. units are starting to act in the matter of endorsement. The M.P.T.O. of Utah and South Carolina has signed a convention for Dec. 10 and in Charlotte at which officers will also be elected. President Ed Wegmann is trying to get all M.P.T.O. units to join the campaign, in which it is anticipated widespread exhibitors will be enlisted. (Continued on Page 10)

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**THE FILM DAILY**

The Daily Newspaper Of Motion Pictures Now Sixteen Years Old

**OL. LXIV. NO. 34 NEW YORK, FRIDAY, NOVEMBER 10, 1933 5 CENTS**

**7 Kansas City Houses on Double Feature Policy**

The Kansas City Film Office is preparing a double feature policy, according to M. P. T. O. A. representatives.

**BUSINESS SPURTIS IN NEW ORLEANS**

New Orleans—Increases in receipts and in number of holders for the past two weeks reflect better conditions here. Even "Berkeley Square," predicted as a flop by managers because it is a quality picture, did S.R.O. at the Tudor and was moved to Saenger's Globe for a second week. "I'm No Angel," after two heavy weeks at the Saenger.

**Code Labor Board is Set For New Orleans Region**

New Orleans—Members of the regional labor board which may be called in to settle disputes when the theater code is adopted are:

- For employers—Charles H. Behre, president, Pelican Ice Co.; C. G. Muench, vice president, Celotex; E. J. McQuirk, manager, Leyland Line; W. H. Alexander, president, Feibelman's, Inc.; J. X. Wegmann.

(Continued on Page 11)

**The Big Spurts Only Is 20th Century Aims**

Specialization is "big special" is to be the aim of 20th Century Pictures, the Schenck-Zanuck unit producing for United Artists, according to Howard A. Smith, story editor, who is in New York looking over the market. Several stories of the 'headline' type are expected to be brought back to the coast by Smith when he returns in about a month.

**Louis Nizer Continuing LaGuardia Association**

Attorney Louis Nizer, who played an important role along with Judge Samuel Seabury and Bainbridge Colby in guiding the campaign which resulted in the election of Fiorello La Guardia as Mayor of New York City, is understood slated to continue his association with La Guardia in an advisory capacity. He will particularly concern himself with the Code Labor Board which may be called in to settle disputes when the theater code is adopted.

(Continued on Page 10)

**Dual Bills at 10 and 15 Cents In 27 Kansas City Theaters**

New J. G. Bachman Co. Called Preferred Pictures

Preferred Pictures, Inc., is the name of the new company formed by J. G. Bachman, as president, in association with Joe Goldberg, vice-president; David Schlein, treasurer, and Julius Schlein, secretary. The Kansas City—With the first-run Fox Uptown leading the parade of houses showing double features, 24 local exhibitors this week advertised double bills at 10 cents, and three at 15 cents, making a total of 27 doublebilling. The practice has become prevalent for all but weekend periods.

**Forcing of Shorts May Be Completely Banned by New Clause**

By William Silverberg

FILM DAILY Staff Correspondent

Washington—Possibility of a complete ban on practice of forcing shorts with features was envisioned in some quarters here yesterday when announcement was made by the NRA of the rewriting of six basic principles of fair practices which are suggested for inclusion in the new anti-trust code. (Continued on Page 10)

**6 Theaters Reopen in Denver District**

Denver—Reopening of six houses in this territory is reported for the past week. They include Fred Bronte's Yuma in Yuma; Auditorium, Limon, leased by Ebro Weiselman; Princess, Ordway; Tom Love's Crystal, South Superior, Wyo.; Gem, Hill City, S. D., leased by Dr. E. Gould, and the Rio Grande, Las Cruces, N. M., rebuilt by Fox West Coast, which is closing the Del Rio in that city.

**Meet Nov. 20 to Elect New Midweso Trustee**

Milwaukee—Creditors of Midweso Theaters will meet Nov. 20 in the District Court before F. C. Westfahl, Jr., referee in bankruptcy, to appoint a trustee to succeed Julius G. Goertz, who died recently. Other necessary business also will be transacted at the meeting.

**Poli Circuit Fees**

New Haven—Three receivers for Fox New England Theaters will share $75,000 per. Other lawyers claim $200,000 for services. The theater properties were recently sold at auction and re-rented to S. Z. Poli.

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**IN PREPARATION—OUT IN JANUARY THE FILM YEAR BOOK OF 1934—ADVTT**
Jay Emanuel Resigns
Organization Posts

Withdrawng from official participation in local and national union or organization work, Jay Emanuel has resigned as treasurer of the M. P. T. O. of Eastern Pennsylvania. He will devote his time to the conduct of JAY FELDMAN & PUBLICATIONS.

Confirming the report of Emanuel’s resignation as an M. P. T. O. board member, President Ed Kuykendall in New York yesterday stated that the office will remain vacant until Ameacralene Corp. executive committee, date of which has not as yet been selected.

Warner Studies Start Two
Hollywood—Two new productions have just gone in work at the Warner studios. “As the Earth Turns,” starring Jean Muir and Donald Woods, started yesterday under direction of Alfred E. Green. “Hell’s Bells,” with Pat O’Brien and Joan Blondell is under the direction of Allen Jenkins, who goes to work in a week ahead of schedule, with Ray Enright directing.

“Easy to Love,” with Adolphe Menjou, Geneviève Tobin, Mary Astor, Edward Everett Horton, Patricia Ellis, Hugh Herbert and Gun-Ketiba, was finished yesterday. William Keighley directed.

New Hearing in Ameranglo Suit

A jury disagreement has resulted in setting of a new trial of the suit brought by Ameranglo Corp. against Columbia Pictures, Ideal Films of London, Walt Disney and Celebrity Productions seeking $15,000 in compensations allegedly due through disposal of foreign rights to "Mickey Mouse" and "Silly Symphony" series. Hearing is scheduled for Nov. 29 in the Supreme Court, New York.

“Million Dollar Melody” for Roxy

"Million Dollar Melody," the first of Educational’s new series of musicals, has been booked to play the original Roxy starting Nov. 17, in conjunction with "Invisible Man." Case of the two-reeler is headed by Lillian Roth and Eddie Craven.

Magowan Quits Federation
Claude A. Magowan, executive secretary of the Federation of the M. P. Industry, has resigned, so far he has not announced his future plans. Magowan was formerly connected with Mayfair Pictures.

Gould Plans Isadora Duncan Film
West Coast Bureau of THE FILM DAILY

Hollywood, Nov. 19—Isadora Duncan Co. is being employed by Trans-Lux Theater for the circuit of houses it is creating with the new theater at Madison Ave. and 60th St., opening tonight, as the first to be so treated. One feature of the new acoustics is that of Albert A. Schlenker, head of the engineering company, is a big reduction in undesirable street noises by means of low frequency treatment in foyers and exit passages. The loud speaker system also has been adapted to the special needs of Trans-Lux.

Senett Studio to Keep Open

Hollywood—In appointing Walter C. Durs, an attorney, as receiver for Mack Senett’s, the federal court requires him to take possession of the assets of the corporation and maintain the Senett studio in North Hollywood as a going concern so that rental contracts with independent producers can be fulfilled to obtain from them money for the benefit of the estate.

Walters Get Cleve. Hip.
Cleveland — The Hippodrome, Cleveland’s largest theater, is going to Warner Bros. on a 10-year lease, according to an announcement yesterday by Nat Wolf, Warner zone manager, and C. R. Morley and Sol Doty of the Hippodrome Operating Co. Walters take over the house Nov. 25, inaugurating a straight picture policy.

Wilby Managerial Shifts

Birmingham—Jack Phillips, manager of the Bilbo, is being transferred to the Strand, Montgomery; Milton Newsome, assistant manager of the Paramount, comes here as manager of the Rialto; Fred Barton succeeds Newsome at the Paramount. All are Wilby houses.

Gets Two Colorado Houses
Denver—Westland Theater Corp. has taken over the Rex at Greeley and the Mesa at Grand Junction from Harry Noland. The houses were sold to Paramount-Publix, but the receivership threw them back to Noland, who has been operating them since.

Watch and Ward Suit Filed
Boston—Suit for $25,000 against the Watch and Ward Society for alleged libel in its annual report has been filed by the Hearst Bulletin in Suffolk Superior Court. The proceedings will be in the nature of a test case.

Rodney” Unit Returning West

Completing location sequences of "Rodney," the RKO Radio production unit now at Fort Myer, Va., will start the westward trip to Hollywood within a week.
THE SWING TO FOX
is based on
Dependability

Box-office pictures...delivered on time...the secret of the exhibitors’ swing toward FOX. Now...when you want big pictures to cash in on the rising attendance tide...FOX manpower delivers these great releases:

THE MAD GAME with Spencer Tracy,
Claire Trevor, Ralph Morgan. Directed by
Irving Cummings. Smash drama of the kidnapping racket.

BERKELEY SQUARE with Leslie Howard,
Heather Angel. Jesse L. Lasky production,
directed by Frank Lloyd. Proving a clean-up at
popular prices.

LILIAN HARVEY in MY LIPS BETRAY with
John Boles, El Brendel. Directed by John Blystone.
Lilian Harvey...singing, dancing...at her
captivating best.

OLSEN’S BIG MOMENT with El Brendel,
Walter Catlett, Barbara Weeks, Susan Fleming.
Girlie-girlie, gag-and-guffaw riot. Directed by
Malcolm St. Clair

JIMMY AND SALLY with James Dunn and
Claire Trevor. Directed by James Tinling.
Peppy romance of a snappy p. a. and his s. a.
sweetie. Swell music.

CLARA BOW in HOOPLA with Preston Foster,
Richard Cromwell, Herbert Mundin, James
Gleason, Minna Gombell. Al Rockett production,
directed by Frank Lloyd. Hot stuff!

JOIN THE UPTURN WITH FOX

Released October 27th.
Released November 3rd.
Released November 10th.
Released November 17th.
Released November 24th.
Released November 30th.
WHAT TH HECK IS BILL UP SO EARLY FOR?
BEEN LAYIN AWAKE NIGHTS WORRYIN
ABOUT THE CODE? OR IS THAT DOUBLE-
FEATURE OPPOSITION GIVIN HIM TH
JITTERS AGAIN?

NAW! BILL'S JEST NATURALLY EXCITED. HE'S
BEEN DOWN TO NEW YORK SIGNIN A 100%
WARNER DEAL, AND SMITH AN SEARS HAVE
GOT HIM ALL HOPPED UP ABOUT THIS "WON-
DER BAR," AN' THAT HEAP BIG INDIAN STORY
"MASSACRE," AND "ANTHONY ADVERSE; AN
"BRITISH AGENT," AN GAWD KNOWS WHAT ALL
... TO HEAR HIM TALK HE'LL PROBABLY BE BILLIN
THEIR TRAILERS AS "EXTRA ADDED ATTRACTIONS.

BOY! THERE'S AN IDEA! I SAW A COUPLE OF
TRAILERS WARNERS'VE GOT COMING ON "CON-
VENTION CITY" AND THAT BOOK-OF-THE-MONTH
THEY BOUGHT FOR ROBINSON, "DARK HAZARD"
AND I'M TELLIN YOU THEY GOT MORE REAL
ENTERTAINMENT IN 'EM THAN A HELLUVA LOT
OF SHORTS I'VE PLAYED... PUT THOSE TRAILERS
UP IN LIGHTS, BILL. THE CUSTOMERS'LL PROBABLY
MAKE YOU HOLD'EM OVER A SECOND WEEK.
NERTS! YOU GUYS CAN'T RIB ME! I'VE SEEN THE SHOWS - AND I'VE SEEN 'EM PERFORM - "WORLD CHANGES" AND "KENNEL MURDER CASE" GOIN INTO 3RD AND 2ND WEEKS ON BROADWAY - AND CAGNEY'S "LADY KILLER," JOE BROWN'S "SON OF A SAILOR," AND CHATTERTON'S "FEMALE" COMING RIGHT UP! AND FOR THE REST OF THE LINE-UP, JUST REMEMBER THAT BY ACTUAL COUNT I'VE GOT MORE TALENT - STARS, DIRECTORS AN WRITERS - WORKIN FOR ME OUT AT THAT WARNER STUDIO THAN ANY OF MY OPPOSITION . . . LAUGH THAT OFF!
YOUR customers must have their FUN. So here is to Parker & Pendleton, composers of 'You're in My Arms, But I'm in the Hands of a Receiver.' You can't go wrong with a Parker song and Pendleton lyrics will give you hysteric.

SIT pretty? Yes, they sit pretty, listen pretty, look even prettier. Two good numbers that bring SEX-APPEAL right into the picture... "Number one" red-headed and rhythmic... "Number two" blonde, blase, beautiful.

Jack Oakie and Jack Haley

Ginger Rogers and Thelma Todd

"SITTING"
TINGling tunes by the boys who wrote "A Tree Was a Tree", "Underneath the Harlem Moon", "An Orchid to you". Heard just enough on the radio by your customers to put them in a mood for "Sitting Pretty" in your seats.

PRETTY, very pretty! These hundred Hollywood honeys, coached by Larry Ceballos to assume graceful and enticing poses. "IT", multiplied by 100, gives you SUPER-"IT", and that's what they give off in this picture.

Music by Gordon & Revel

100 Hollywood Honeys

PRETTY

JACK OAKIE • JACK HALEY • GINGER ROGERS • THELMA TODD
GREGORY RATOFF • LEW CODY and the PICKENS SISTERS
Directed by Harry Joe Brown • • A Charles R. Rogers Production

A PARAMOUNT PICTURE
Flashes from the Beginning Applause Before...

Katharine Hepburn in Little Women

With

Joan Bennett Paul Lukas Frances Dee Jean Parker Edna May Oliver Douglass Montgomery Henry Stephenson

Directed by George Cukor, Merian C. Cooper, executive producer, Kenneth Macgowan, associate producer.
Hollywood Preview...

"If a Nation’s Thunderous or “A Picture That Will Be Remembered About and Released Long After This Generation Has Passed"

"Honestly, reverently and beautifully made, with Katharine Hepburn and her supporting players happily fitted to the film version, “Little Women” is superbly done and impressive."

Daily Variety — Oct. 31, 1933

"...showmen’s dream of the ideal attraction — and that means a golden rain across the counters of every theatre in the country until the superstitious exhibitor will begin to believe that Hepburn was put on earth especially to lead him out of the wilderness of depression......"

"......Artistically, it can be declared the finest production Radio has ever turned out. It will challenge comparison with the best productions that have come from any other studios. It's no trick to predict that it will be listed among the masterpieces of the industry by critics of all canons and degrees of fastidiousness......"

"......“Little Women” is a picture for the classes and the masses — for Main Street and Park Avenue — for the man who can’t read or write and for the wizard who is master of 14 languages — for young and old, for boys, girls, men, women......"

"......The box-office will tell the final story on “Little Women” — and what a story it will be — but the entire motion picture industry and the American public can rejoice that 1933 gave them this picture, whatever disappointments it may have passed out during its run."

Hollywood Reporter, Oct. 31, 1933

PROUDLY PRESENTED TO THE THEATRES OF THE WORLD BY RKO-RADIO PICTURES
A Little from “Lots”  BY RALPH WILK

MARIE DRESSLER, who yesterday celebrated her sixty-sixth birthday, will start work within the month on “Mrs. Van Kleek,” a south-western comedy selected as her next project for M-G-M.

Al Giebler, who wrote the original series of “Toonerville Trolley” comedies, has been given the writing assignment on the next Educational-Anglo Clyde Comedy.

Boris Karloff, who has not shared honors with a male artist since he was elevated to stardom, will do so with George Arliss in “The House of Rothschild,” 26th Century production for United Artists.

Robert McWade, Samuel Hinds and G. Pat Collins are the latest additions to the cast of Columbia’s “Fox,” which Al Rogell is directing.

Donald Cook and Mary Brian are playing the leads, with Reginald Denny, Edwin Maxwell, Wallis Clark and Reginald Barlow already assigned to important roles.

Because of the extended shooting time on “Mandalay,” in which she is starring, Kay Francis has been taken out of the cast of “Wonder Bar,” and is replaced by Genevieve Tobin. The cast for “Wonder Bar,” now in production at the First National Burbank studios, includes Al Jolson, Dolores Del Rio, Ricardo Cortez, Dick Powell, Guy Kibbee, Hugh Herbert, Glenda Farrell, Ruth Donnelly and Robert Barrat.

Otto Brower was signed this week by Columbia to direct “Straightaway,” Tim McCoy’s next starring vehicle. It is an automobile racing production, with Edward H. Gulliver specially for the star.

Abe Meyer Synchronizing Service furnished the music for “The Sin of Nora Moran,” which was produced by Phil Goldstone.

Michael L. Simons is writing an original story, which will co-star Slim Summerville and ZaSu Pitta. The story will be based upon an idea by Henry Henigson. Following this assignment, Simons will write the screen play of “Interlude,” a story by Octavus Roy Cohen, which will be produced by Stanley Bergerman.

Virginia sale and Art Jarrett have been added to Paramount’s “Sitting Pretty.”

SHORT SUBJECT REVIEWS

"Melody Tour" with Sylvia Fros, Lew White Master Art 8 mins.

A medley of scenes of various cities, done with art embellishments and atmospheric bits as Sylvia Fros warbles and Lew White at the organ. Cities covered are Chicago, St. Louis, San Francisco, New Orleans and New York. A good melody number stressing the sentimental angle for those who come from these cities. The finish brings the audience back to their own homes.

"Broadway Gossip" No. 101 with Leo Donnelly United Newsreel 10 mins. A Pie

Here is a breezy ten minutes of newspaper reporting which is shown on the screen, featuring a nice variety of slices from real life caught hot with the camera. Opens with Mary Martin as Farina; a trip to Australia and to the racetrack and recovered from both attacks, and then we glimpse an English comic expert who dismantles from his tallow-ho on a Long Island estate, and tells in cockney accent and very seriously about all of his "profession" handed down to him by his father. It's a scream. In the manner of our modern newspapers the real switches to some human interest stuff, with the interviewing of young girls in a Chicago high school and two murderers among them. They tell why they bumped off their men, and their present feelings about the matter. Elizabeth Arden, the beauty expert, gives the lowdown on success in business. The last is a pie, showing the new series for tenders, with some pupils telling why they took up the study of the art. Leo Donnelly supplying a snappy narration. Newspaper reproductions form appropriate titles for each subject.

"In Morocco" 7 mins. Columbia Okay

A John P. Medbury laugh-travel reel, in which he delivers a snappy narration with plenty of laughs as he conducts you through the deserts and cities of Morocco, showing the native life in all its colorful confusion. It’s a very good, with plenty of pace and variety. Ranks high in this type of short subject.
Allied Expels Iowa-Nebraska Unit for Okaying Code

B. Derr to Make 6 Features in East

Production of six features in the East is planned by E. B. Derr, formerly head of Pathe. He has opened offices at 1600 Broadway. Derr is at the coast.

Pathe Films Expands
With Chicago Office

As part of its expansion program, Pathe has launched with N. W. Ayer & Son handling the advertising end, the studio, producers of business films, will open a complete new production and servicing unit in Chicago on Jan. 1. Walter A. Rivers will be in charge of production, J. Alexander Loggetti has been named manager and Charles Charlton II supervises the servicing division.

Hertz Through—and How!

As if he has any intentions of retaining his connection with the film industry, John Hertz, formerly chairman of the Paramount finance committee, yesterday said he was through with the business.

"And how?" he added.

Coming 1934 Film Daily Year Book Will More Important Than Ever—Advt.
John Hertz Testifies
At Creditors’ Hearing
(Continued from Page 1)

credit, the resignations of Sidney R. Kent, Sam Katz, and himself, and 
the formation of Film Production Corp.

Isaksen particularly queried the 
itness as to whether or not com-
pany officials realized a receivership 
was imminent when they decen-
tralized the corporation by organizing 
four subsidiaries in November of 
1931. Hence, it was determined that "no 
consideration" had been given any 
such move.

Highlights of Hertz’s testimony 
were:

Hertz tried to buy Adolphe Zukor’s 
stock in the summer of 1931 but the 
deal failed to materialize.

Paramount attorneys told him 
that transfer of negatives to Film 
Production Corp. would not infringe 
rights of domestic holders, as al-
leged by A. C. Blumenthal in a 
suit which was later settled out of 
court.

Centralization plan was proposed 
by company’s management commit-
tee consisting of Zukor, Leo N. 
Spitz, Ralph Kohl and himself to satisfy 
13 banks holding Paramount notes.

This plan was inspired by success 
of theater decentralization moves 
which resulted in important econom-
ies in taxes, operations, etc.

Sum of $200,000 was paid Sidney 
Kent in settlement of his contract.

Sam Katz severed his connections 
with company when he “changed his 
mind” after approving theater de-
centralization plan. He resigned 
at his suggestion.

Blamed high theater leases for 
heavy company losses.

Meeting was adjourned until Fri-
day at 10 a.m. when Hertz will re-
sume testifying. Glenn Winslow, 
publisher and manager of Paramount 
during the Hertz regime, will later be 
called, it was indicated.

Bankers’ Film Ambitions
Revealed at Senate Probe
(Continued from Page 1)

reputed to Pyncheon & Co., security 
writers, and heavy losses to other 
participants.

Those who helped him in his 
venture were Pyncheon, West & Co., W. 
S. Hammons & Co. and Wiggins’ 
Sherman Corp., said Clarke. He ex-
plained the formation of Inter-
national Projector Corp., a combine 
of equipment firms, and of General 
Theaters Equipment Corp., which 
was created to finance the venture 
into the film field, but turned out 
not to be a disaster “white elephant.”

New Dates Are Scheduled 
For Allied Mich. Meeting
(Continued from Page 1)

nanced by unexpected developments 
on the industry code. Because of 
several controversies, the meeting 
is expected to be one of the most 
important in the history of the or-

"Little Women” a Classic
It is a picture of unusual worth, 
one that is sure to the the theater 
who appreciate fine entertainment, that 
RKO Radio Pictures has turned out in 
this adaptation of the Louis Alcott 
novel,t. a calm, walked out of 
book and into life with convincing 
reality, that one can tell. Everyone from ad-
tors and director to players, cameraman and 
studio men, who have won the spirit of the story, and 
its deeply sentimental charm is unfolded in a 
sympathetic manner that brings out 
all the emotional appeal and holds 
suspense. No words have belied the 
to George Cukor who di-
rected Ralph Y. M. Eilen and Victor 
Hoerman who did the script, and K- 
tharine Douglas, Frances Dee, Jean Park-
er, Joanne Bennett, Douglas Montgomery, 
Henry S. Hull, Richard Dix, J. C. 
Edna May Oliver and Paul Lukas who 
who the cast, a picture. Productions like this were one of the most 
illuminating in the history of the or-

"Many Happy Returns"
Best wishes are extended by 
THE FILM DAILY to the 
following members of the 
industry who are celebrat-
ing their birthdays:

Nov. 11-12

Dave Wechsler
Louis Young
Pat O’Brien
Raoul Torres
Jack Oakie
William Collier, Sr.
Joe Lee

John O’Dell Extending 
New Detroit Circus
(Continued from Page 1)

rew Jackanic will double as ma-
ger of this house and the Fron-
nace. Jack Daley has succeeded 
H. Gayeski as manager of the B 
brook, another O’Dell house.

Mae Murray’s Property on Blvd
West Coast Bureau of THE FILM DAILY
Hollywood—Mae Murray’s hor 
and four other pieces of real esta 
owned by her will be sold Dec. 4 
auction to satisfy a judgment 
$50,000 obtained by Mrs. Elizabeth 
M. Stack in Superior Court.

An Important Announcement
for the
Neighborhood Theatre 
now using D. C.
Low Intensity Reflector Arcs
NATIONAL COPPER COATED HIGH INTENSITY A.C.
PROJECTOR CARBONS
The snow white light characteristic 
of the high intensity D. C. Arc.
A much higher level of screen illu-
mination than the low intensity 
D. C. reflector arc is provides.

Negligible increase in operating 
No M-G set or ballast resis-
tance.

LAMPS NOW AVAILABLE

PROJECTOR CARBONS
Sold exclusively through Distributors and Dealers
NATIONAL COPPER COMPANY, INC.
Carbon Solardivision, Cleveland, Ohio
Unit of Union Carbide Corp. National Copper Corporation
Branch Sales Offices:
New York Pittsburgh Chicago San Francisco
**THE MAD GAME**

with Spencer Tracy, Claire Trevor, Ralph Morgan

Fox 73 mins.

TOPICAL KIDNAPPING THEME WITH TRACY DOING HIS BEST ROLE IN BANJO TO THE BONE

Where they go for a good red-blooded drama with plenty of human angles, this one is in the bag. Spencer Tracy does the best work of his career in a part cut exactly to his measure. The authors deserve a hand for their original touch, and the director on the timely theme of kidnapping and present it convincingly with plenty of emotional and very human elements. And add to that the expert directorial ability of Irving Cummings, and you have a picture good enough to grace any showman's screen where they want their actors human and their story values reflecting one of the big front-page topics of the day. In a fact, it's a real everyday realism brought to the theater. Tracy is the head of a beer mob, who is framed by his lawyer to do a stretch in Atlanta for income tax evading. Then Tracy arranges to get out on parole to help Uncle Sam apprehend the kidnap ring. From there it is straight to the dramatic incidents culminating in a punch climax with plenty of human angles all through.

Directed: Spencer Tracy, Claire Trevor, Ralph Morgan, Howard Lally, J. Carroll Naish, John Miljan, Matt McHugh, Katharine Hepburn, John W. Noble, John Davidson, Paul Fix, Jerry Devine.

**THE BIG SHOT**

with J. Carrol Naish, June Lang, Francis Ford, Artie Amsel, Charles Halton, James Bellamy, Frank McHugh, John Q. Frederick, Ray Milland, Kay Johnson, Edward Keane, Robert Thompson, Robert Allen, James Bellamy, John W. Noble, John W. Noble, John Bellamy, John W. Noble, John W. Noble.

**THE BLOODY FRENCHMAN**

with Laurette Lévy, Mary Boland, Robert Young, Claire Trevor, Ralph Morgan, Joan Blondell, John W. Noble, John W. Noble, John W. Noble.

**IOWA-NEB. ALLIED UNIT**

Expelled for Code Action

(Continued from Page 11)

The NRA code, which Allied is bitterly opposing.

Michael Lewis, however, is understood to have resigned from Allied earlier in the week and is now representing the Industrial Administrator, Sol A. Rodman, in the defense of the code by his unit. Notifying Martin of this was virtually the end of any possibility of the telegram saying, in part: "The explanation made to the meeting that action at that time was necessary to insure representation on local boards razed question as to your authority to make such statements inasmuch as exercise of the appoiniting power to confer exhibits is a most serious reflection on the NRA. You will create using the name Allied and inform your members you have no further connection with this association."

Nathan Yaminis, in a telegram to Abram F. Myers yesterday, denied having approved the industry code, as reported.

"You may now be hearing of my continued loyalty to Allied and to the cause of the independent exhibitor," he said.

"World Changes" Fictionized

A 10-chapter fictionization of "The World Changes" has been made by the industry, supplied to the publicity department and will be serviced to exhibitors in mat form through the company merchandising on the picture.

**Set Joe E. Brown Release**

Joe E. Brown's latest comedy, "One Man's Family," which will be nationally released Dec. 23.
THE exceedingly fine grain of Eastman Background Negative easily meets the chief requirement of composite photography. But, in addition to minute grain this new negative has surprising speed and excellent processing characteristics. Exhibiting a rare combination of qualities, it stands out as a remarkable emulsion...one that is gaining in importance every day. You are urged to explore its wide possibilities. Eastman Kodak Co. (J. E. Brulatour, Inc., Distributors, New York, Chicago, Hollywood.)

EASTMAN

Background Negative
Still in Dark on When Code Goes to President

WARNER BROS. OPERATING IN THE BLACK AGAIN

4 More Theater Reopenings Reported for Last Month

All-Star Casts... good teams are much better.

—BY DON CARLE GILLETTE—

FTER seeing and following up the re-
sults of several pictures boasting so-
called multi-star casts, it seems that the
result is not as favorable as was first
expected. The effort to maintain the
public's interest in this type of produc-
tion, I feel, has been somewhat reduced.

In the past, the public has been favorably
impressed with the efforts made by the
studio to produce a good cast. However,
the results of recent efforts have not
been as successful as those of the past.

It is, however, the belief of most pro-
duction executives that, in order to suc-
sessfully compete with the other studios,
they must continue to produce high-
quality motion pictures with good casts.

Further Additions to the Active List Shown by Film Boards

A further addition of 44 theaters to the active list in the past month is shown in reports of Film Boards of Trade just received. The reopenings included in Cincinnati, Los Angeles and San Francisco areas, eight for Detroit, five in the Little Rock region, four in San Francisco, four in Washington, D.C., area, and three in the Omaha territory. The number of theaters that closed during the month was 25.

STATE TICKET TAX PROPOSED IN IOWA

Des Moines—Recommendation of a retail sales tax on tangible goods and amusement has been made by the committee on tax revision to the special session of the Iowa legislature now convening. The proposal calls for a 2 per cent tax on admissions to amusement places.

Court Says Exhib Need Not Hire Unessential Employees

That an exhibitor has a perfect right to carry on his business without hiring employees for duties which he can perform himself was the comment made by Judge Ben Terte in

Code Still in NRA's Hands; Johnson Due Back Wednesday

WASHINGTON, D.C.—The Code Committee of the National Recovery Administration is still in full operation despite the recent departure of its chairman, John W. Johnson, for a period of several weeks. The Committee has been holding meetings regularly and has been making progress in its work. However, the Committee's authorization to operate in the Code is still in effect, and it is not expected that the Committee will cease operations for an extended period.

Find Europe Adopting American Exploitation

Foreign exhibitors are going in for American exploitation methods, and this has been a factor in improved business abroad, according to Col. R. W. Lea's office on November 15, stating that the film code was still in the hands of the NRA and that it was not known when it might go to President Roosevelt. Gen. Johnson is due back Wednesday.

Small Profit Reported by Warners for Sept., Oct.

—1932-33 Loss Cut

After reporting deficits since 1930, Warner Bros. earned a small net

Propaganda Tactics Charged by Allied

WASHINGTON, D.C.—"Allied's" 44th hour fight to get a fair code for the independent exhibitors has brought into full operation the propaganda mills controlled by antagonistic interests, declared a statement issued by the association Saturday. It attributes the latest piece of propaganda to a report, denied Friday, that Nathan Yamin, of Fall River, is the culprit.

No Attempt to Include Bicycling in Film Code

No major distributor effort will be made to have the industry code function to stop "bicycling" as these companies are satisfied with results obtained through court actions against offending exhibitors. Collections from copyright infringement suits are sufficient to justify continuance of this method of redress, it is understood.

During the code conferences last Thursday, it was announced that a new plan would be submitted to the industry for consideration.

DETROIT PRICE BOOST DIES WITH DUAL PLAN

Detroit—With the dropping of the anti-double feature plan, which was to have gone into effect Nov. 15, the clause of the agreement to raise admissions at all houses in accordance with runs and clearance also has been killed. Elimination of duals by agreement of over 100 houses is a dead issue for the present, according to E. S. Kinney, executive of Allied Theaters of Michigan.

Skouras Bros. Enterprises Files Bankruptcy Petition

St. Louis—Skouras Bros. Enterprises on Saturday filed a voluntary petition in bankruptcy with the Federal Court. Schedule of assets and liabilities will be filed within the next 10 days. The company's principal liability is a $4,500,000 bond issue on the Ambassador Theater and office building.

Patron Wins Ruling

Salt Lake City—State Supreme Court has upheld the plaintiff, a Filipino, in a suit against the Public Victory claiming he bought tickets for the lower floor but was made to sit in the balcony. The Filipino sued for $4,000 in the District Court, which dismissed the case. He appealed to the Supreme Court, which upheld his cause of action on the balcony of the theater where he could seek only actual damages of $1.40, cost of the tickets.
The Broadway Parade •

Picture

Distributor

The Way to Love

Martin

MGM

Paramount

Richard

Tillie and Gus

Universal

Colmar

Only Yesterday

Paramount

Colmar

Age of Acers

RKO

Strand

College Coach

Warner Bros

1st Ave. Roxy

The Mad Game

United Artists

Rivoli

Midshipman Jack

Hollywood

Mayfair

Broadway thru a Keyhole (last day)

RKO

Cameo

East Em Alive (2nd week)

MGM

Loews Astor

Worlds Change (3rd week)

MGM

United Artists

Private Life of Henry VIII

United Artists

Globe

* Subsequent runs.

FOREIGN PICTURES

Le Sang d'un Poete

Studio Thru

Acme

Thunder Over Mexico (last day)

Little Playhouse

5th Ave. Playhouse

Quotzerie Julliet (4th week)

Little Carnegie

Future Openings

Eskimo

M-G-M

Astor

Intolerance (Nov. 15)

D. W. Griffith

25th St. Playhouse

Capitol

Right to Romance (Nov. 16)

RKO

Music Hall

Universal

Invincible Man (Nov. 17)

M-G-M

RKO

Roman Scandals

Warner Bros

Strand

From Headquarters

Paramount

Aliso

White Woman

Revival

Follows College Coach

Follows Tillie and Gus

All-Star Casts

...good teams are much better

(Continued from Page 1)

gold mine, Mae West is the whole show herself, the same may be said of Charles Laughton or Paul Muni or Chevalier or half a dozen others, and could you imagine such pillars of cinema as Chaplin, Pickford, Lloyd, or Fairbanks being such perennial successes if they had submerged themselves in multi-star casts?

Neither can we.

Master Art Short for Music Hall

Master Art's first release of the Edwin C. Hill series, dealing with the story of the Roman Family in America, was booked for its world premiere showing at the Radio City Music Hall. Latest circuit to book the Hill series on "Human Side of the News" is Loew's.

Hugh Trevor Dead

West Coast bureau of THE FILM DAILY

Hollywood—Hugh Trevor, 30, a film actor for the last four years, died unexpectedly in a local hospital following an appendicitis operation last week.

Lincoln Quarberg Joins Universal

West Coast bureau of THE FILM DAILY

Hollywood — Lincoln Quarberg, veteran newspaperman, long with the United Press, has joined Universal and is writing an original story under the supervision of Dale Van Every.

New Theater for Salinas

Salinas, Cal.—Cryptal Theater Co. will begin construction immediately on a theater building here.
You can't go wrong!

Take a Chance
"Oh, Mahatma!" James Dunn, with Cliff Edwards' assistance, reads Lona Andre's mind.

"TAKE A CHANCE" was the one big smash hit on Broadway last year. Week after week it packed 'em in at $4.40 top at the Apollo Theatre for thirty-three consecutive weeks.

Laurence Schwab who produced this success, now brings it with all its laughs and music to the screen. William Rowland and Monte Brice, the "Moonlight and Pretzels" boys, are associated with Mr. Schwab in this project. Bobby Connolly, ace Broadway dance director, staged the dances. Buddy DeSylva, Vincent Youmans, Lew Brown and Richard Whiting helped Mr. Schwab with the book and the music. New numbers have been added, and "Eadie Was A Lady" remains as ever, "a lady".

Buddy Rogers and June Knight furnishing the Love Interest

Cliff Edwards... does it with his ukelele!

"Should I be Sweet or Hot?"
June Knight
Lillian Bond
"...She has Klass with a Capital K!"
Lillian Roth singing "Eadie Was a Lady!"

"TAKE A CHANCE"

with JAMES DUNN
JUNE KNIGHT  LILLIAN ROTH
CLIFF EDWARDS  LILIAN BOND
DOROTHY LEE  LONA ANDRE
CHARLES "Buddy" ROGERS

A Paramount Release. Produced by Laurence Schwab
in association with William Rowland and Monte Brice.

IT'S A PARAMOUNT PICTURE IT'S THE BEST SHOW IN TOWN!
Bigger Moonlight—Better Pretzels!

William ROWLAND and Monte BRICE

Score Again!

with

The Fastest, Funniest, Sightliest Musical Ever Screened

"TAKE A CHANCE"

Sizzling Hot From Its Smashing Stage Run

Produced by WILLIAM ROWLAND-MONTE BRICE in association with LAURENCE SCHWAB
Based on one of the most notable musical comedy successes in legitimate theatre history.

Released by

PARAMOUNT

They said it couldn't be done—they said New York could never rival Hollywood as a production center—and then Rowland and Brice made "Moonlight and Pretzels", that great musical hit rolling up records and repeat runs for Universal all around the country right now! They said "Moonlight and Pretzels" was an accident!

They will never say it again after seeing "Take a Chance," the musical extravaganza that out-rivals anything Hollywood ever put out!

"TAKE A CHANCE" is New York at its newest! Jam-packed with laughs and riotous comedy! The song hits of the show plus new numbers especially written for the screen version. New York's most beautiful show-girls—the screen's and the theatre's finest musical comedy talent combined in one show with stars, stars, stars!

Directed by Monte Brice & Laurence Schwab
Supervised by William Rowland - Dances staged by Bobby Connolly

Made in New York

ROWLAND-BRICE PRODUCTION

They'll be glad to know it's a Rowland-Brice Show!
HARMS, Inc.

congratulates Messrs. Schwab, Rowland and Brice for their fine production of

"TAKE A CHANCE"
for which Harms, Inc., publish all the songs—

"NIGHT OWL"
"IT'S ONLY A PAPER MOON"
"SHOULD I BE SWEET"
"NEW DEAL RHYTHM"
"EADIE WAS A LADY"

Harms, Inc., also publish all the songs for

"MOONLIGHT AND PRETZELS"
the Wm. Rowland-Monte Brice production

"AH! BUT IS IT LOVE?"
"MOONLIGHT AND PRETZELS"
"DUSTY SHOES"
"I'VE GOT TO GET UP AND GO TO WORK"
"THERE'S A LITTLE BIT OF YOU IN EVERY LOVE SONG"
"ARE YOU MAKING ANY MONEY?"
"LET'S MAKE LOVE LIKE THE CROCODILES"

HARMS, Inc.
62 West 45th Street
New York

"TAKE A CHANCE"

Produced by Laurence Schwab in association with Rowland & Brice

Adapted for the Screen and Directed by
Monte Brice and Laurence Schwab
HAL LE ROY has been signed to make his fifth Vitaphone short. He will be teamed with Dawn O'Day in a two-reel "Broadway Brevities" titled "Private Lessons," going into production today under direction of Roy Mack. Eddie Moran and Cy Woods wrote the screen play.

"Poppin' the Cork," new Educational-Musical Comedy being produced under the direction of Jack White at the Eastern Service Studios in the Bronx, will have a complete Broadway cast in its principal roles. Supporting Milton Berle, who has the starring role, will be Gertrude Mudge, Norma Taylor and Tony Hughes. Benny Davis and James Hunley are doing the music.

Production started Saturday on the new Educational-Song Hit Story, "Manhattan Lullaby," starring Helen Morgan and being under the direction of Jack White.

Al Christie starts production today on the first Moran and Mack comedy to be made in the east.

SHORT SUBJECT REVIEWS

Betty Boop in "Parade of the Wooden Soldiers"
Paramount 7 mins.

Very Good Cartoon
Recorded by Robinoff and his orchestra, this animated comedy based on the title song is full of action tuneful and generally satisfying. It shows Betty in a big musical that the toys come to life and do stunts, with one big ape running wild and the toys rush to Betty's rescue and the proceedings wind up with a march led by Betty.

"Kennel Kings"
(Grantland Rice Sportlight) Paramount 10 mins.

Interesting
An interesting collection of various types of champion dogs selected from the 70 or more breeds. Collies, Scotties, police dogs, a St. Bernard, hunting dogs and various others are shown, with intelligent descriptive comment.

Bing Crosby in "Please"
Paramount 20 mins.

Okay Comedy
Between Bing Crosby's several vocal numbers, the intervening comedy sequences this Arvid E. Gillstrom two-reeler manages to be consistently entertaining. Crosby, driving along the road, does a little flirting with Mary Kornman, who turns out to be a voice teacher. So he stops at her place for lessons. A rival, Vernon Dent, pulls various pranks to eliminate Crosby, but only makes things worse for himself, with Crosby finally coming through, not only as the star crooner, but also in a romantic way.

2 Showings of Each Soviet Bill
Each of the programs in the series of Soviet films under auspices of the New Masses and the Film and Photo League at the New School for Social Research, starting Nov. 18, will be shown twice the same night, at 7:15 and 9:30 P.M. Programs will take place on Saturday nights three weeks apart. American premiere of "Spring," together, with "The Man With the Movie Camera," will comprise the first bill. Unusual shorts and animated cartoons also will be shown, and there will be a lecture with each program.

Strauss Writing "Queen" Music
London—Music for "The Queen," being made by British & Dominions for United Artists release, will be by Oscar Strauss. Samson Raphaelson wrote the story and Anna Neagle and Fernand Graevey are starred in it.

To Lecture on "Henry VIII"
Mrs. Samuel Scott, who has just concluded a series of lectures on the film version of "Emperor Jones," will make a similar tour for another U. A. release, "Private Life of Henry VIII."

A Little from "Lots"
By RALPH WILK

BARBARA STANWYCK's next Warner, picture will be "Gang Bling Lady," Pat O'Brien will have one of the two male leads.

Jack Holt will next appear in "Whirlpool," by Howard Emmet Rogers, for Columbia.

Educational has bought film rights to three episodes in "Wild Oaks," novel by Florence Eyerson and Cyril Clemens. The episodes will be adapted for the Frolics of Youth series in Hollywood and Elson is preparing the screen treatment.

Sam White has been signed by Columbia to direct "Hold Your Tong," a two-reeler prepared by John W. Grey.

Nick Barrows, who recently finished the screen treatment for Harold Lloyd's next picture, has started work on an Andy Clyde comedy a Educational.

Rickey Newell, signed by Bush Berkeley on his New York trip, has been assigned to Warner's "Fashion Plate."

"Back to the Soil," by Chark Gordon Saxton, is the next Charles Murray-Gorden surprise to Columbia.

Our Passing Show: Polly Moris Rodney Pantages, Lincoln Stedman Maurice Kussel, Gertrude Shor Myrtle Stedman, Edmund Burns Caesar's night club; Burr McIntosh William Boyd, Vera Gordon, David Hutton, Sid Ziff, Nat Rosenstein a been an opening of the "Gay Nineties club.

Tabloid Reviews of FOREIGN FILMS

"NO DEJES LA PUERTA ABIERTA," Spanish version of "Pleasure Cruise" produced by Fox; with Raoul Olmin, Mona Maria, Tom Patricola. Distributed by Fox.

With but a few alterations, this Spanish language version of "Pleasure Cruise" follows the English dialogue original and a lively comedy of matrimonial mixups.

"LE SANG D'UN POETE" (The Blood of a Poet), in French; produced and directed by Jean Cocteau; with Ennio Rivero, Elizabeth Lee Miller, Paulina Car- on, Odette Talacaz, Jean Desbordes, Fernand Deschamps, Lucien Jager, Fernand Barbotte. At the Fifth Avenue, Playhouse.

Attempt to express poetry on the screen turns out poorly from an entertainment standpoint, though the picture has some points of interest in the way of technique.
...The 1934...
Film Daily
Year Book
Of Motion Pictures
Is On The Way

---

• • • More Important Than Ever This Year For It Will Completely Cover Every Element of The New Motion Picture Industry • •
RELEASE SCHEDULE
REVISED BY "U"


Westerns Not Thru,
Says Harold Hurley
West Coast Branch of THE FILM DAILY

Hollywood—Commenting on a recent Hurst Gibson interview in which the western star predicted the "sun set of outdoor romances," Harold Hurley, Paramount's man stated to FILM DAILY that outdoor pictures are as popular as ever and that our "red-blooded race still thrives on red-blooded ideas."

"Stories such as are turned out by Zane Grey are in reality 'basic American material,'" said Hurley. "There is romance in the outdoors, and also there is about 250 per cent return on the investment. Both should be interesting to the producer. Outdoor pictures now reach the class A circuits because they bring realism to the screen, a realism that indoor dramas cannot approach. Monte Blue who made over 200 thrillers of the plains before he was taken into drawing room dramas by Ernest Lubitsch recently said, 'I'll trade my tuxedo for a pair of spurs any day.'"

"Where's Elmer?" for Roxy
"Where's Elmer?" current gap, will be answered on the stage of the original Roxy on Friday when the original "Elmer" will appear as one of the six acts of the new stage show there.

THE INDUSTRY'S DATE BOOK

Today: Hearing starts on Wholesale Code, of which Theater Equipment Code is a part. Mayflower Hotel, Washington, D. C.

Nov. 14: Annual Meeting, Allied Amusements of the Northwest, New Washington Hotel, Seattle.

Nov. 15-16: Meeting of newly formed Independent Motion Picture Theater League, Dayton, Ohio to elect officers and discuss tax flight. Deutsch Hotel, Columbus.


Dec. 4: Kansas City Film Row's Annual Charity Ball, at the Pit-Max, Kansas City. Frank Hensler, M-G-M manager, chairman.

Dec. 7: Lomis Revival Gambol, for benefit of Lomis Memorial and Relief Fund, Hotel Astor, New York.

Dec. 10-11: Meeting of M.P.T.O. of North and South Carolina, Charlotte, N. C.

Dec. 5-6: Annual convention of Allied Theaters, of Minnesota, Hotel Hild, Grand Rapids, Mich. (Teratonic.)

Dec. 31: Motion Picture Salooners' twentieth annual New Year's Dinner-Dance, Hotel Plaza, New York.


FIRST 3 RELEASES
IN CHADWICK SERIES

Titles have been set for the first three Chadwick specials to be released through Syndicate Exchanges in the metropolitan area. Century Film in Boston, and Masterpiece in Philadelphia and Washington. Initial picture will be "Wine, Woman and Song," with Lilian Thomas and Lew Cody. It will be followed by Zangwill's "Melting Pot," then "The Unachusted Woman" and fourth subject not yet selected.

Expulsion by Allied Ass'n
A Closed Incident—Martin

Nebraska, Iowa—As far as Lester F. Martin and Allied Theaters of Iowa-Nebraska are concerned, for the moment at least, their expulsion from Allied States Ass'n is a closed incident. They have no plans for a retaliating statement replying to the charges, made by the Allied board, that they were disloyal when they endorsed the industry code which is being fought by the national exhibitor association.

Special Camera for Wilkins
Chicago—Sir Hubert Wilkins, noted explorer and scientist, has had Bell & Howell prepare a movie camera for the purpose of making a continuous map of the regions to be traversed on a 3,000-mile airplane dash to the South Pole. Single pictures will be taken automatically from the air at intervals of approximately six seconds as the plane flies over the Antarctic ice. These pictures will be later assembled into one of the most perfect map records ever made in the historical pole.

Reviving "Enlighten Thy Daughter"

Original version of "Enlighten Thy Daughter," with Zena Keefe and Arthur Donaldson, will be revived at the Shubert Detroit Opera House, Detroit. The picture has been synchronized with music and released by Public Welfare Pictures.

Salt Lake House Cuts Scale
Salt Lake City—Admission scale at the Gem has been cut to 15 and 20 cents by Manager W. E. Shipley.
Propaganda Tactics Charged by Allied
(Continued from Page 1)

Allied leader, has signed the code.

The statement, in part, reads:

"Allied is investigating the source of suggestions made to certain exhibitors that they must approve a formless and unofficial document in order to secure representation on local grievance and zoning boards. Allied is not opposing XRA, but is striving for a fair code, and once such code is secured will bend every effort to make it a success. A detailed account of Allied's activities, including full information as to obstructions encountered, will be given in independent exhibitors when a code has been approved."

Denial that Nathan Yamin, Allied leader from New England, had approved the code was made Saturday by Sol A. Rosenblatt, who said he did not understand the source of the report.

Find Europe Adopting American Exploitation
(Continued from Page 1)

Aiding to Sam E. Morris, Warner vice-president, who returned last week from six weeks in Europe. Institutional advertising now plays an important part with theaters abroad, says Morris, and elaborate campaigns, flashy fronts, hollywood and increased advertising space have supplanted the former conservative methods of selling films.

Claudette Colbert for Columbia

West Coast Bureau of THE FILM DAILY

Hollywood—Claudette Colbert has been borrowed by Columbia from Paramount for the feminine lead in "Night Bus," with Clark Gable.

STILL IN DARK ON CODE GOING TO PRESIDENT

(Continued from Page 1)

back from his trip about Wednesday, when something of a more definite nature is expected. Meanwhile the Federal Trade Commission has taken a hand in the code, objecting to certain points, as exclusively revealed in THE FILM DAILY last week.

Ohio MPTO Meets Dec. 5

To Map Campaign on Tax

Columbus—A plan for repeal of the state 10 per cent amusement tax will be the chief topic at the annual meeting of the M.P.T.O. of Ohio called by Business Manager F. J. Wood for Dec. 5 at the Deisher-Wallick Hotel here. Wood deplores the efforts of certain factions to disrupt the organization.
Denver—Howard Trumbo, formerly in charge of the warehouse for Publix here, is now managing the Palm theater in Pueblo.

Denver—Guy Bradford, salesmen for Metro, has resigned.

Detroit—Thomas D. Moule, manager of Publix houses here, has placed Dean Coffin as manager of the United Artists theater. M. G. Fader, who was assistant at the latter house, moves to the Ramona, where he becomes assistant to Roy Miller.

Buffalo—The Palace which closed recently, has reopened.

Detroit—Julius Fisher has bought the Plaza, East Side house, from Arthur D. Baehr. Paul Kreps is manager for Fisher.

Detroit—Punch and Judy theater, Grosse Pointe de luxe house owned by Detroit's wealthiest society, is now under the management of Fred Smith. Karl Krueger, who was manager, has been made manager of the Fisher by Publix, but remains ex-officio managing director at the Punch and Judy as well.

Malvern, Pa.—L. Z. Henry, who has been operating the Empress for a year, has taken a two-year lease on it from Mrs. Lela Mason. He will install new sound equipment.

Lenore Ulric to Stay in Films
West Coast Bureau of THE FILM DAILY
Hollywood—Lenore Ulric, who is to appear shortly in "I Loved an Actress" for RKO, intends to continue in pictures. She is already reading additional scripts, among them being a play by Edward Knoblock, while Vicki Baum is writing an original for her.

Roach Renews Patsy Kelly Contract
West Coast Bureau of THE FILM DAILY
Hollywood—Contract of Patsy Kelly, former Broadway comedienne, has been renewed by Hal Roach through the Ralph G. Farnum Office. She has been appearing in comedies with Thelma Todd and a feature part with Marion Davies in "Going Hollywood."

Breaks 7-Year London Record
London—Paramount's "Too Much Harmony," with Bing Crosby, has broken the seven-year record at the Plaza. Marlene Dietrich's "Song of Songs" also has been at the Carlton for eight weeks.

William Beckley in Des Moines
Des Moines—William B. Beckley, formerly of Brooklyn, N. Y., has been named manager of the Strand and Garden, A. H. Blank houses.

Metro Buys Collison Story
West Coast Bureau of THE FILM DAILY
Hollywood—"Dolly," original b/ Wilson Collison, author of "Red Dust," has been bought by Metro.

Bakersfield, Calif.—G. W. Page is leasing the Granada from Paul Davini.

Miami, Fla.—The Harlem, new Wometco house for colored patrons, has opened.

Palmetto, Fla.—L. Moss is opening the New theater, closed for some time.

New Orleans—Ralph Beckham, home office representative, was here Nov. 8, negotiating a new contract with P. E. Goodrow for distribution of Mayfair pictures. He left Saturday for Atlanta, then heads northward.

Salt Lake City—Stage programs are being inaugurated this week at the Capitol, Louis Marcus house.

WASHINGTON, D.C.—The State was badly damaged by fire last week. Practically the entire front of the building was destroyed. Ralph Proctor is manager.

Salt Lake City—J. T. Sheffel, exchange man, is here from Scott's with H. B. Sobottka, exploitive manager. They will remain two weeks.

Have you figured the cost of discomfort?

- Do they limp when they go out? And stamp their feet to restore circulation and relieve the chair paralysis resulting from hard, lumpy and decrepit seats?
- If so, you need new chairs NOW!

American Seating Company
Makers of Dependable Seating for Theatres and Auditoriums
General Offices: Grand Rapids, Michigan
BRANCHES IN ALL PRINCIPAL CITIES
Kent Arranging Interchange of Stars With England

St & 10 CENT SCALES LOOM IN ST. LOUIS PRICE WAR

$1,000,000 Building Plans by Coast Independent Studios

General Service Studios

Plan Construction

Improvements

by

Coast Barons of THE FILM DAILY

Hollywood — A building program totaling between $800,000 and $1,000,000 is planned by General service studios, which will operate Metropolitan and Educational studios. Five new sound stages are under construction, the first to be started in December at the Metropolitan studios. An office building for producers 

(Continued on Page 3)

Y. PRODUCT DEALS

HELD BACK BY CODE

Pending operation of the industry by many exhibitors in the New York territory are holding back on new buys, despite the lateness of the season, declared President Harbrace of the Independent Theatres Owners yesterday. Owing to the fact that the code is not retroactive as to contracts existing at

(Continued on Page 4)

Iono. Franchise Holders

Kick In 100% on Increase

All Monogram franchise holders are agreed to advance the only adopted 100 per cent production budget increase, say President W. Ray Johnston, and the additional appropriation is being applied to pictures now in production. First leases to benefit are "16 Fathoms"

(Continued on Page 3)

Exchange of Stars With G-B

Being Arranged by S. R. Kent

Iowa-Nebr. Allied Unit

Standing Behind Martin

Despite action of Allied States

Asn in dismissing Lester F. Martin, secretary-treasurer of Allied Theaters of Iowa-Nebraska from its board of directors, the regional unit remains solidly behind him, it is indicated by a letter which President C. L. Niles has sent to Abram F. Myers, Allied leader, in reply to the 

(Continued on Page 4)

Independents in St. Louis

Panicked by Big Shows

at Major Houses

St. Louis — A threat to go to 10 cents for adults and a nickel for children but for the move by independent exhibitors in protest over the price war raging among first-run houses. In an effort to bring peace, conferences have been held with Harry Koplur, representatives of Panchon & Marco who are operating the St. Louis Theaters. 

(Continued on Page 4)

Pettijohn Warns of New Taxation

St. Louis — Urging exhibitors to support their organization financially as well as morally unless they want to be the victims of unfair special taxation, C. C. Pettijohn, chief counsel of the Hays Office, speaking at a luncheon arranged here in his honor last week, said that theater owners who neglect to do their duty in this respect may 

(Continued on Page 4)

Grad Sears Closes Deal

With 40 Saenger Houses

A 100 per cent Warner-First National-Vitaphone product deal with the Saenger circuit of 40 houses was closed by Gradwell Sears, Warner sales executive, who returned yesterday from the southeast. E. V. Richards and Gaston Dureau acted for the circuit.

17th House for Brands

Harry and Billy Brandt will take over the Waldorf in the Times Square district on Dec. 1, thus increasing their circuit to 17 houses. The theater seats 1,000. Its policy will be straight pictures. Joseph Shwartz, booking in the exchange, has joined the Brandt Theaters to handle bookings.

Charles Goetz to Handle 6 Dwan Es博览Show Roadshows

Charles Goetz, formerly of Exhibitors’ Screen Service, has arranged with Dwan Es博览for the handling of six Es博览show roadshows in New York, New Jersey and the Washington-Delaware terri-

torial. Goetz and the union was business was in charge. Offices will be in the Film Center. Other roadshow representatives signed by Es博览are Albert Dezel, Chicago; L. C. McHenry, Charlotte, and Jack Meyers, Boston.

Also has completed “Narcotic,” a sequel of the series, and will put “Motherhood” into production the first week in January. The first roadshowing of “Narcotic” is set for the Strand, Perth Amboy, starting Dec. 2. Negotiations are now under way for a New York spot. Production of the Es博览 films will be at the Phon-Kino studios on the coast.

N. O. Union Operators Ask NRA Intervention

New Orleans—Union operators have asked the NRA conciliation board to consider the case of Loew’s State, declaring the house uses non-
union operators and that the union was the victim of a violated verbal agreement. The board is reported to have advised a grievance and to avoid publicity. E. V. Richards, Saenger circuit receiver, asked the board to defer action until adoption of the code, but the operators reported that they asked nothing of Richards’ house because of the re-

suspension.

New Radio Chain Formed

Formation of a third major radio chain composed of various independent stations, is announced by George F. McClellan, former vice-
president of NBC. The new chain is now releasing a roadshow of this picture, says Robert Mintz, pre-

sident of the company. It is understood that a synchronized version of the original silent film of this name is to be shown by Welfare Pictures in Detroit. It is understood Welfare Pictures acquired the silent version but not to be shown under the origi-

nal title.

New St. Louis Amuse. Co. Board

St. Louis—New board of directors of St. Louis Amusement Co., War-

rstone,绮.New York—George H. Hill, G. L. Wiegaard, Sam B. Jeffries, Paul F. Plummer, Harry M. War-

rstone,绮., Albert Turner, Thomas, Sam Carlisle and Arthur E. Simpson. The board meets this week to elect officers.

Fire Damages Bloomington House

Bloomington, Ind.—Fire of unde-

terminated origin destroyed the Indi-

ana theater Friday night. Harry Wonderschild, owner of the theater, estimated his loss at $100,000.

New Screen Ad Service Organized in Chicago

Chicago—Screen Advertising Service has been formed here by J. Don Alexander, William John-

son and L. E. List, who have given the offices of chairman of the board, president and vice-president, respec-


tively. The service is a co-operative ar-


rangement with Alexander Film Co. of Colorado Springs. General will control exclusive contracts with 4,500 theaters throughout the country. Macy and Klamer, publishers’ representatives, have been retained as sales representa-

	ives for Chicago, and H. R. Dougherty and Associates for New York. A New York office will be opened next week with Fransen in charge. J. E. Zietheholm is general manager at the home office here.

Speakers for Wis. MPTO Meet Milwaukee—In addition to Sol A. Rosenblatt, speaking at the convention of the M. P. T. O. of Wisconsin at the Hotel Schroeder here, Nov. 21-22, are expected to include Ed Kuykendall, Jack Miller and Fred Wehrenberg. Fred S. Meyer, president of the unit, has invited all nearby exhibitors, regard-

less of affiliation, to attend the meet.

Long Vita. Contract for Ben Blue

Following his appearance in two Vitaphone comedies, “Here Comes Flossie” and “Nervous Hands,” Ben Blue has been signed by Sam Sax to one of the longest contracts ever given a Vitaphone player. It calls for 15 two-reelers over a period of three years.

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CANTOR HAS A CURE FOR PRODUCTION ILLS

(Continued from Page 1)

Sardis'. He stated he will confer with President Roosevelt on Tues-
day of next week regarding code revision demands, because Academy
representatives who participated in the recent Washington confer-
ences failed to make themselves

Cantor, who talked on everything from Mae
to George Arliss, listed several alleged
industry abuses and suggested the following
measures:
1. Cut out supervisors and relatives,
2. Prohibit screen love of stars,
3. Close 50 per cent of all theaters be-
cause of over-seating, with stockholders fore-
going the move.
4. Take more time to make pictures.

The Actors' Guild has intimated of
attaching with the A. F. of L. or Actors' 
Guild. Cantor said, "Actors are not wel-
loming in gold, as newspaper reports have
told the public to believe," he said; pointing
out that although some of them get high
salaries, they work only a few weeks a year.
Attacking efforts at salary control, he
pointed out that the public in the industry code
complains that periodicity and entitlement of
large salaries. "If it hadn't been for the West," he said, "Paramount might have had to fold
and the move was
Cantor dealt with star broadcasting, which
has caused many exhibitor squawks, from
the angle of giving players widespread pub-
licity. He viewed radio, as a whole, as com-
petitive with the standards of pictures, de-
pite his statement that 30,000,000 persons
watch broadcasting, which

"Even if people do stay home to hear
broadcasts Sunday nights, they can still go
to the theaters to see pictures the rest of
the week," he said.

Briefly discussing the industry code, Can-
tor particularly objected to the clause re-
tecting the period in which offers may be
made to players. He returns to the air next
Sunday, succeeding Jimmy Durante, and
has a tour of the country beginning about
Christmas.

Coast Studios to Spend
Million on Construction

(Continued from Page 1)

will be erected, as will bungalows
for stars. President J. Maurice
Ridge has appointed A. H. Hickox,
formerly with Erpi and First Na-
tional, as business manager, and H.
R. McDonnell as studio manager.

Mono. Franchise Holders
Kick in 100% on Increase

(Continued from Page 1)

Deep, "Sagebrush Trail," "He
Couldn't Take It," and "Woman's
Man." Other specials going in work
shortly are "Beggars in Ermine"

and "Manhattan Love Song,"

A Film Magazine 3

A Man's Castle

A FRANK BORZAGE Production

with

SPENCER TRACY—LORETTA YOUNG

Screen play by Jo Swerling
From the play by Lawrence Hazard

A COLUMBIA PICTURE

A Screen Guild Picture

"Deft direction... delightful humor... stirring pathos."

Photoplay Magazine

THE MOST GLORIOUS LOVE STORY SINCE "7TH HEAVEN!"
Tom Goldberg Says Exhibs Treated Well Under Code

Baltimore—Exhibitors in the main "have fared pretty good" in the drafting and revising of the film code, says Thomas D. Goldberg of the Walbrook & Harvard Theaters, and member of the board of directors of M.P.T.O. of Maryland. He thinks the regional councils will prove helpful on the theater owners' side.

Goldberg is in favor of block booking with a reasonable cancellation clause. Individual or small block selling would prove too costly for theaters, he believes. He is opposed, however, to any clause that will put union and non-union wage scales under the supervision of the A. F. of L. or any of its affiliates.

Though the Maryland M.P.T.O. is an Allied unit, Goldberg says he has not been in accord with the way the Allied committee handled code matters, particularly the reverse of position on downtown features. Abram F. Myers represented the Maryland unit in code conferences, states Goldberg, who adds reports to the effect that Herman Blum, member of the state unit, has agreed to the code.

Roosevelt to See Film

"The Great Adventure," Arthur Hop-kins, Fibber McGee and O'Keefe and the Astra Studios, will be shown at the White Glove tomorrow evening. President and Mrs. Roosevelt will entertain Lilian Gish and Roxy Young in the picture, and Eddie Dowling at dinner before the screening.

Dime Service Fee Passes Opposed as Low Admission

(Continued from Page 1)

Ass'n last week. It was contended that this is equivalent to a 10-cent admission. A protest also was made against 5-cent Saturday kiddie matinees.

Releasing World's Fair Paris Film

Chicago — A motion picture entitled "Streets of Paris," showing scenes from the world's fair con-densation of the same name, is to be released shortly. The picture is owned by Andy Rebori, promoter of "Streets of Paris" at the John Root and the Paris sponsors and contractors.

Another Nudist Film

"The Nudists," feature produced in this country under supervision of Joseph Seiden and Michael Mindlin, is being released on a strict rights basis by Joemion Pictures, Inc.

Waterman Joins Nate Blumberg

Chicago—Larry Waterman, assistant to Horb Ellenburg, advertising manager of the Emaness circuit, has resigned to become assistant to Nate Blumberg, general manager of KEO theater operations.

Petijohn Warns Of New Taxation

(Continued from Page 1)

they find themselves obliged to pay far more in the long run. Arthur Cole of Kansas City, another speaker, told of the destructive admission-price war in his territory. Pettijohn also addressed the Missouri School Teachers Ass'n.

New Warner Writers' Bldg. Ready

West Coast Bureau of THE FILM DAILY Hollywood — Work on the new $35,000 writers' building at the Warner-First National studios is practically finished and the quarters will be ready for occupancy in a few days. It contains 20 odd War-ners have 28 writers now under contract.

Seek to Foreclose Pickwick, Chicago

Chicago—Action to foreclose on the Pickwick Theater building in Park Ridge, owned by Wm. H. Malone, has been filed in Circuit Court by the Chicago Title & Trust Co., trustees for owners of a $350,000 bond issue.

New Laughton Film at Rialto

"White Woman," Paramount picture with Charles Laughton and Carole Lombard, opens Thursday at the Rialto.

Iowa-Nebr. Allied Unit Standing Behind Martin

(Continued from Page 1)

telegram, urging the local association and Martin from its ranks. The Iowa-Nebraska letter, says, regarding the outing: "We wish to consider this matter final and it is duly accepted." It denies Allihies charges of coercion.

In his communication read:

"In your wire you advise that Mr. Martin was dismissed from the Board of Directors on Oct. 24. If such the case may I enquire as to why he was named on the protest group according to trade publications the appeared on Oct. 29, if he had previiously been dismissed from the board of directors? Because of the criticism against Mr. Martin, he has untorntly presented his resignation to our local organization."

N. Y. Product Deals Held Back by Cod

(Continued from Page 1)

the time it becomes operative, exclusively published in THE FILM DAILY of Oct. 5, theater opera-to prefer to wait until they can benefit from its provisions which will be incorporated in contracts signed to date of effectiveness, as Brandt.

At a meeting of the Independent Theater Owners this noon a matter of preferred planning time and percentage booking will be given further consideration.

Pola Negri Stricken

Pittsburgh—Pola Negri is confined to her hotel here following an attack described by doctors as inflammation of the gall bladder. She was discharged after the last show at a local theater Saturday.

Week of NBC Celebrations

Ceremonies marking the opening of the NBC campers in Radio City will continue for a week, with stars from all entertainment fields participating in the series of special programs. At the inaugural performance Saturday evening President M. H. Aylesworth read a letter written to him by President Roosevelt extending felicitations and lauding the achievements of radio. A trans-Atlantic cooperation with Britain last month was the chief thrill of the program.
REVEAL MODEL CODE DRAFTED TWO MONTHS AGO

Half of Warner-F.N. Lineup to be Finished by Nov. 30

Ed Kuykendall Hits Back at Abram F. Myers

30 Features Ready by End of This Month—13 More In Preparation

West Coast Bureau of THE FILM DAILY
Hollywood—Warner-First National studios will reach the half-way mark on their 1933-34 program by Nov. 30, when 30 features will have been completed. In addition to ten already released, a dozen features are now finished and ready for distribution. These include:

"Belinda," "Concentration Camp," "Dark Waters." (Continued on Page 6)

3 MILLION BUDGETED FOR 7 RKO FEATURES

West Coast Bureau of THE FILM DAILY
Hollywood—Seven new RKO features involving an outlay of $5,000,000 will be started within the next two weeks. Two go in work Monday and will be well under way when Merian C. Cooper returns to duty. (Continued on Page 6)

Skouras Bros. Not Involved

Filing of voluntary bankruptcy petition by Skouras Bros. Enterprises, St. Louis corporation, does not in any way involve the Skouras Brothers, now head of Skouras Theatres Corp., the latter pointed out yesterday. The Skourases, who are operating theaters in the metropolitan area, have not been connected with the St. Louis enterprise since 1928, when they sold out to Warners.

COLUMBIA STARTING SEVEN NEW PICTURES

West Coast Bureau of THE FILM DAILY
Hollywood—In addition to eight productions now in work, Columbia is preparing to start seven others, with a similar number in preparatory stages. The eight in production are "No Cannons Roar," "Night Bus," "Let's Fall in Love," "Shadows of Sing Sing," "Pog," "Before Midnight," "Once to Every Woman" and "Straightaway." Those to follow shortly are "Ninth Guest." (Continued on Page 6)

Higher Scale at Music Hall Starts With 'Little Women'

Admission prices at the Radio City Music Hall will be boosted to-morrow with the opening of RKO's "Little Women." Morning prices will be $3.25. (Continued on Page 6)

Original Draft Banned

Block Booking and Tying in Shorts

By WILLIAM ZUBERBerg

Washington—As early as last September a joint NRA and Commerce Department planning committee worked out a model code for all industry that by actual specification practiced the code block booking and "tying" as one of 13 unfair trade practices applicable to all industry. The model code, dubbed "Antitrust Code," was submitted to the National Association of Theatres of New Jersey in a resolution adopted at a meeting yesterday afternoon.

The resolution, which urges Allied to appoint a committee to consider the proposal, will be immediately sent to Abram F. Myers, chairman. (Continued on Page 8)

"Eskimo" Mala, the "Eskimo," his loves, happiness and heartaches moved into the Astor Theatre in Broadway last evening to the tune of a colorful and swanky M-G-M Michael Todd film. "Eskimo," to be a highly satisfactory and profitable venture for all weeks to come. It is truly fine entertainment, this picture, because it is honest. It is a picture that thrills, awes, amazes and satisfies. Nothing this year on the screen, in our modest opinion, will offer better entertainment to every member of the family. W. S. Van Dyke of "Trader Horn" fame did a swell job of directing and M-G-M deserves a world of credit in presenting this unusual pictorial adventure. It is sure-fire box-office and its principal characters remain with one long after the final fade-out.

—Jack Aligiane

Myers’ “Propaganda” Charges Are Answered by Kuykendall

323,562 Quarter Profit Shown by Pathe Exchange

The net profit of $423,562 is reported by Pathe Exchange and subsidiaries for the 13 weeks ending Sept. 30, compared with loss of $34,274.22 in the previous 26 weeks. Principal item of income was $490,000 in dividends from Dupont Film Manufacturing Corp. The Coming 1934 Film Daily Year Book Will Be More Important Than Ever.—Advt.

Pledging M.P.T.O.A. support of the NRA and the film industry code, President Ed Kuykendall yesterday lashed back at Allied, and Abram F. Myers, answering a statement made by this exhibitor association last Monday declaring that Allied's 11th hour fight to get a fair code for independent exhibitors had brought into full operation the M.P.T.O.A. (Continued on Page 6)

The Annual Film Daily Year Book Has An Established Reputation For Accuracy.—Advt.
Blank Makes Stan. Brown Des Moines City Manager

Omaha—Stanley Brown, manager of the Orpheum, has been transferred to Des Moines by A. H. Blank to become city manager of the houses of the new Tri-State Theater Corp. Blank, who heads the district manager for Public. Other changes in the local personnel of the Blank organization were followed to accord with the new management.

Federation to Map Fight
On Chicago Dual Bill Ban

Plans for attacking the double feature ban in Chicago, where major producers insert clauses in their film contracts prohibiting their features on bills with another feature, will be discussed at a meeting of the Federation of the Motion Picture Industry to be held late next week in New York. The Federation also will consider matters in regard to the industry code.

Gary Cooper With Anna Sten
West Coast Bureau of THE FILM DAILY

Hollywood—Gary Cooper has been signed by Samuel Goldwyn to co-star with Anna Sten in "Bermuda Coast" for United Artists release.

Warners Sign McCrea, D'Orsay
West Coast Bureau of THE FILM DAILY

Hollywood—Joel McCrea has been signed by Warners for one of the male leads in "Gambling Lady" with Barbara Stanwyck. Fifi D'Orsay also has been signed for the Al Jolson film, "Wonder Bar."

Finishing Fairbanks Film Nov. 20
Western Edition of THE FILM DAILY

London—"Sympathy in Starring Douglas Fairbanks, Jr., is expected to be finished by Nov. 20 at the London Studios for release by United Artists. The film has another U. A. release, "Sorrel and Son," which was completed by British & Dominions.

H. G. Wells to Write Story for U.A.
Western Edition of THE FILM DAILY

London—H. G. Wells has agreed to write a story to be produced by Alexander Korda, production head for London Films, for release by United Artists. The story will deal with the future of the world.

Plan South American Film

LeW Seiler, who was associated with Harold Austin in producing "Eat 'Em Alive," intends to make an animal feature in South America with his partner. Production begins in about two months, he stated yesterday in New York.

Stage Player Signed by Para.

Kitty Carlisle, appearing on Broadway in "Too Many Girls, Too Young," has been signed by Paramount.

Columbia Buys Hollinger Story

"Strictly Confidential," by Mark Hollinger, "Daily Mirror" columnist, has been bought by Columbia.

Del Lord Made Vice-Pres. Of Phil Ryan Productions

West Coast Bureau of THE FILM DAILY

Beverly Hills—Del Lord, former comedy director, formerly with Mack Sennett, has been appointed vice-president of Phil L. Ryan Productions, Inc., making comedies for Paramount release. The promotion is due to his good work on the current program, which he will continue to direct.

Bob Savini Closes Deal
For 12 Western 3-Reelers

Bob Savini of Astor Pictures has closed a contract with William Steiner for the production of 12 three-reeler western comedy-dramas featuring Ben and Bud with the Seven Caravans, and the dog "Snoozer." Astor will release through an arrangement with coast-to-coast co-operative exchanges. The first, "Girl Trouble," is completed and will be released Dec. 15.

Bing Crosby Laid Up

Due to illness that has kept him on the coast under doctor's orders, Bing Crosby will not make his scheduled appearance on the New York Paramount stage starting Friday. The booking has been set to February. Radio's "Showboat Revue" is the new incoming stage bill.

Columbus Variety Club Charterd

Columbus—Penns have been filed chartering the Variety Club of Columbus. Incorporators are M. R. Clark, manager of the Paramount branch here, Russell Bovim, manager of Loew's Ohio; Max Stearn, manager of the New Southern Theater, and James V. Peppe.

Acquire Third House

Denver—The Hiawatha theater has been sold by Nakimos Theater Corp. to International Amusement Co., headed by Theodore Zadra and H. S. Singer. The theater will be run by the Ogden hotel and the Liberty Bell, Leadville, Colo. Louis Williams will be manager.

Frank Buck Returning

Frank Buck, who has been in Singapore for the past six months filming his second animal thriller, "Wild Cargo," for the Van Beuren Corp., will start his return journey to the United States this week. Nicholas Cavallari, head cameraman for the expedition, will return with Buck.

Para. Signs Alice Brady
West Coast Bureau of THE FILM DAILY

Beverly Hills—Para. has signed Alice Brady for "Miss Fane's Baby Is Stolen," with Dorothea Wieck.

Censor's Daughter Her Successor

Jacksonville, Fla. Gov. Dave Shelton has appointed Miss Emma N. Taylor of Miami to the place on the State Board of Motion Picture Review left vacant by the death of her mother, Mrs. Henry Talley.

Testing Federal Power
On Intra-State Control

Washington—Whether Federal control of intra-state business is legal will be tested in court here as the result of a case filed by some independent Michigan oil dealers who were giving premiums with gas and oil in violation of the oil code. The case was taken under advisement. A ruling for the oil dealers is significant to movies which have contended they are in-state business.

Story on Nick the Greek

West Coast Bureau of THE FILM DAILY

Hollywood—Charles R. Rogers will produce "It's a Pleasure to Lose," based on the career of Nick the Greek, noted gambler, as his ninth picture for Paramount this season. George Raft will have the leading role. Joel Sayre and Erwin Belkey have been assigned to write the original screen story.

New House for E. 57th St.

A movie studio will be part of the building program planned on East 57th St., where the Founders Enterprise Corp. of America bought property from the Manufacturers Trust Co.
THERE IS NOTHING BIGGER THAN

ESKIMO

Last night at the $2 Astor Theatre, N.Y. "Trader Horn" yielded its laurels to an even greater Metro-Goldwyn-Mayer attraction

A W. S. VAN DYKE PRODUCTION
NUTS!
GROUCHO is HARPO looks
CHICO sells
and the three of them
drive ZEPPO
NUTS!

A boy and a girl were dancing!
Fore!
LAUGHING SOUP ... Concocted by the greatest collection of gag men in motion-picture history ... Brewed by the hand of Leo McCarey, who directed "The Kid From Spain." Decorated by any number of maidens out of uniform. And dished up by the FOUR MARXES.

Off to the races!

The old shell game!

THE 4 MARX BROS. in "DUCK SOUP"

a Paramount Picture, directed by Leo McCarey

if it's a PARAMOUNT PICTURE it's the best show in town!
REVEAL MODE OF THE FILM DAILY FRAMED 2 MONTHS AGO

(Continued from Page 1) "confidential" and bearing the names of the entire NRA research and planning committees, was shown to FILM DAILY yesterday. This was followed by a model code which was the same standard, with the usual words "block booking" omitted, and in its stead substituted the term "coercion" as applying to forced sale of one item in order to purchase another. Subsequently, this first model code was withdrawn, it was learned exclusively by FILM DAILY, and a model code of Nov. 6 was made public. In this latter code, the coercion principle was rewritten to include sale and leasing as reported in FILM DAILY, which is another way of writing the block booking principle. Partial interest was a note appended to the confidential code which said that while the separate articles were not mandatory upon any industry any one of them could, by executive order of the White House, be inserted in the code when it reached there.

Due to the horizontal inter-relation between the industries in the country, the NRA is striving for a model code containing trade practices that would be acceptable to all industries, and at the same time be acceptable to all industries. The code is still in Col. W. Lee's office. Gen. Johnson returned last night from his trip.

Higher Scale at Music Hall Starts With 'Little Women'

(Continued from Page 1) will be raised from 35 to 40 cents. From 1 to 6 P.M. the price will be jumped from 55 to 60 cents. Evening prices will remain at 85 cents except on week-ends and holidays when they will be raised to 50 cents. The raise will be permanent. Starting tomorrow morning the house will open at 10 o'clock with the feature starting a half hour later. Five shows daily will be given.

Two-Reel Travesty on Henry VIII

"Henry the Ache," two-reel musical travesty on "Henry VIII," will be the third subject made by Meyer Davis for RKO- Van Beuren. Bert Lahr will star in it.

Waiting List for "3 Pigs"

Cleveland—A waiting list of 100 dates for "Three Little Pigs" is reported by M. A. Goodman, local United Artists manager. The cartoon is in its fifth week downtown.

Product Better Than Ever, Declares Hunt Stromberg

General condition of box-office reports is not due to inferior pictures, as regards better content, in the summer months, according to Hunt Stromberg, M-G-M producer, on his arrival in New York yesterday to attend the premiere of "Eskimo," which he made. Unsatisfactory returns are due to an impaired public morale based on business circumstances. With the public mind unsettled in many localities, reception of pictures, there is bound to lack enthusiasm, regardless of their quality, the producer asserted.

Stromberg believes that picturegoers want great love stories told in an adult, sophisticated manner. Musicals will continue their current revival provided real stories are given them and music is only used as an accessory.

The producer plans to remain in New York 10 days, seeing shows and reading material. Upon his return to the studio he will produce "The Painted Veil," Greta Garbo’s next picture.

"Volga Volga" in English Ready

Kinemacade has completed preparation and recording of the English version of "Volga Volga," historical romance of early Russia.

Decision Expected Soon In Stanley-Epi Action

Decision of Judge John P. Nields of the U. S. Distict Court, Wilmingtom, on the latest move in the suit brought by Stanley Co. of America, Duvoac and General Talking Pictures against A. T. & T., Western Electric and Electrical Research Products, in which a temporary injunction has been obtained, is expected any day. It will be in connection with a petition by the defendant to file interrogatories. The complainants have filed their objections to the petition and the judge will fix the date for hearing of the case.

Fox Picks 24 Beauties for Musicals

West Coast Bureau of THE FILM DAILY reports that out of 1,100 applicants, Fox has picked 24 girls for its forthcoming "Fox Follies" and "George White’s Scandals." The girls are:

Quandary

With a subsequent run of "Private Life of Henry VIII" comes this version of "Three Little Pigs" on the bill. John, the character playing to S.K.O. and everybody is happy, except that the Fat Canary girls are puzzled because they can’t figure out which picture is responsible for the big draw.

WARNER-F. N. LINEUP 50% READY NOV. 30


3 Million Budgeted For 7 RKO Features

(Continued from Page 1) the first week in December. Meanwhile Pandro Berman, associate producer, is supervising all studio activities. The first new films to start will be the all-star "Little Women" and an Irene Dunne starring vehicle not yet titled. Five more will go before the cameras under Cooper’s return. They are "So You Won’t Sing, Eh?" with ZaSu Pitts, Pert Kelton and William Gargan; "The World Outside" starring Nancy Kelly and "The Heir Chanz" starring Ann Harding; "Girl Meets Boy," with Joel McCrea; "Three Stick Knife," and another as yet untitled. RKO now has four films in the cutting room and five in production.

Seven of New Lineup Set by Ufa

Seven titles have been set by Ufa out of 20 releases to be distributed in 1933-34. Three of the features are operettas, "White Cock Con test," "Young Love of a Prince" and "Victor and Victoria." Others include "His Majesty, the Refugees," "Gold" and "Florian Geyer. Ufa also will distribute a number of English shorts, in addition to 27 featurettes and 27 educational pictures.

Society Sponsors Foreign Films

Denver—Having shown a profit on their first foreign picture, Mrs. Will Shafroth and Mrs. Wm. Downes, local society women, will show "L’Opera de Quat’ Sour" at the Bluebird for two matinees.

Quits Acad.—Isn’t Member

West Coast Bureau, THE FILM DAILY has learned, who with Harry M. and Jack L. Warner and other Warner-F. N. executives tendered his resignation. This is "A National Memoery of Music and Art Sciences, was not even a mem ber of the Academy, according to his former special assistant, Brian Carn, vice-president. Hal Wallis, William Keenley and Lloyd Bacon, who are others who quit. Don Goddell is tem porarily outside, "The place of Lester Cowan, who resigned. Wednesday, Nov. 15, 1933
Clara Bow in the supreme dramatic performance of her amazing career. Thrills that halt your pulse beat. Hearty, robust laughter. Above all... romance... revealing the deep emotional currents of an impassioned woman's heart. Prepare for one of your greatest profit runs of the year.

Clara BOW
in
HOOPLA

with
PRESTON FOSTER
RICHARD CROMWELL
Herbert Mundin • James Gleason • Minna Gombell

From the play "The Barker" by JOHN KENYON NICHOLSON. Stage play produced by CHARLES L. WAGNER.

Directed by FRANK LLOYD

Your patrons always like
FOX MOVIETONE NEWS

Join the upswing with Fox
KUKYKENDALL RETORTS TO MYERS' CHARGES

(Continued from Page 1)

"propaganda mill" controlled by antagonistic interests. Kuky kendall's statement reads:

"I was a little bit surprised at this outburst of pettiness when the appeal of the Allied board. President Sidney E. Samuelson, who presided at the session, afterward stated that his unit has no concrete plan in mind but puts the matter up to the national exhibitor association.

Samuelson also discussed various clauses of the industry code.

3-Day Para. Sales Meeting Being Held This Week-End

(Continued from Page 1)

Monday at White Sulphur Springs, W. Va., George J. Schaefer, general manager, will preside. Home office executives attending will include Neil Agnew, J. J. Unger and Stanley Waite. Eleven district managers also will be present.

Columbia Starting Seven New Pictures

(Continued from Page 1)

Plan to End Anxiety Over Code Offered by Myers

COLONEL LEA REPORTS TO JOHNSON ON FILM CODE
Kuykendall is Challenged to Address Allied Meeting

**Observations**

...along cinema highway

By JACK ALICOATE

OST, strayed or stolen, one Motion Picture Code. Let us in the vicinity of Washington, D.C. "Twas not so many moons ago that Washington instructed quick concerted code action on the part of the film industry, and got it. Now, let us ask whether the code will be signed nobody seems to know. As a result, the motion picture industry is suspended in mid-air. Indecision rides the waves. Recriminations add fuel to code hearing ears. We are not mindful of the fact that the code presents many complex problems. But, if any provisions cannot be adjusted, it is unfair to all they should be thrown out. In fact, many have felt all along that working hours and conditions, and not trade prac-
tice, was the principal aim in code accomplish-
ments. Delay in the final adoption of the motion picture code is jeopardizing the chances of a great industry to save and speedy recovery.

**How Time Flies.** On Sunday next "Roxy" celebrates its 11th year of broadcast-
ing. It seems only yesterday that we heard "Roxy" and his gang for the first time over the air. His radio success and achievements mark an outstanding page in broadcasting history. When "Roxy" first became popular over the ether there were those who predicted a quick death for the theater. On the contrary, radio and pictures have continued to work hand in hand and will continue to do so.

We can't understand it. Either politics has hardened old Col. Alicoate or the entire staff of this sheet is going softy. We have not seen RKO's "Little Women," but it must have a spiritual quality about it that makes soft-boiled eggs out of hard ones. When hardened old reviewer-Broadways tell you that it got even, that the tears rolled down their piazzas of cheeks as big as doughnuts, and that after seeing it they are again thinking of an occasional visit to church, it must have something that most pictures have not. It is violating no confidence to tell you that the consensus of the Film Daily reviewing staff is that "Little Women" will sweep the country like wildfire.

Samuelson Invites MPTOA Head to State His Case Before N. J. Unit

Another step in the Allied-MPTOA code conflict was taken yesterday when Sidney E. Samuelson, president of the N. J. Allied unit and member of the Allied-MPTOA board, countered by challenging Kuykendall to appear before a gathering of that group and substantiate his statements of yesterday that "the

**CODE POST OFFERS CHARGED BY ALLIED**

Charging that "in quarters antagonistic to the independent exhibitors trafficking in appointments" to local boards to be set up under the motion picture code has already begun, Allied yesterday called on its affiliates to... (Continued on Page 4)

**Boston Union Files Bill To Repeal Mass. Blue Law**

Boston—A bill for repeal of the blue laws has been filed in the state legislature by the L.A.T.S.E. Local, which is affected by the Sunday restrictions on stage acts. Present regulations require drastic cutting of films for Sunday showing.

Myers Offers Plan to End Uncertainty Over Film Code

Confabs on Union Scale Meet With Another Delay

Resolution of conferences to draft a operators' wage scale for the New York metropolitan area has been again delayed pending the return today of Fred Dempsey, L. A. T. S. E. official, who had planned... (Continued on Page 4)

**DISNEY GIVES DATA ON CARTOON PROFITS**

With the idea of dispelling the growing impression that he already is a millionaire and that "Three Little Pigs" will net him another fortune, Walt Disney yesterday issued, through United Artists, his distribution channel, the following figures on cartoon costs and receipts:

"After 19 weeks of unprecedented popularity... (Continued on Page 2)

**Allied T. O. of Louisiana Not Planning to Disband**

New Orleans—Although membership of Allied Theater Owners of Louisiana has been pared to a working group, the organization does not plan to disband, says Henry J. Lazarus, chairman of the board. The unit has been contributing to the code battle in Washington.

**NRA Officials See Little Chance of Quick Action on Code**

By WILLIAM SILBERBERG, FILM DAILY Staff Correspondent

Washington—Col. Robert W. Lea's office stated last night that the film code, together with Lea's report on it, was turned over to General Johnson yesterday. However, it was not believed that Johnson had looked at it yet. NRA officials said that chances of quick action are very slim. Sol A. Rosenberg was unable to see Johnson yesterday afternoon but may do so today.

Despite approval by the Labor Advisory Board of the labor provis-
(Continued on Page 4)

**FURTHER CUT LOOMS IN WORKING HOURS**

Washington Bureau of THE FILM DAILY

Washington—There is a strong possibility that even shorter working hours may be specified in codes within the next few months, it was learned yesterday. This is in line with the Administration's efforts to re-absorb all unemployed through NRA operation.

Beahan Joins Columbia

As Associate Producer

West Coast Bureau of THE FILM DAILY

Hollywood—Charles Beahan, formerly eastern story editor for Universal, has joined Columbia as associate producer, it is announced by Harry Cohn, president.

**RKO Stock Offer Approved**

RKO has received permission from Federal Judge Bandy to issue its common stock in exchange for common and preferred stock of Keith-Albee-Orpheum and Orpheum Corporation. The offer was originally made by RKO before the receivership.

The 1934 Film Daily Year Book is a Liberal Education in Pictures.—Advt.
Wing and Bennett to Make 2 Features and 12 Shorts

Ward Wing and Chester Bennett have organized Mayfair Pictures, Ltd., with plans for producing two features in Malacca and 12 two-reel comedies before the winter. The writers, who have just arrived in New York from London, where the concern has established headquarters, have English backing. Titles of the features are "Remo Remo" and "Jungle Love." Wing and Bennett leave this week for Malacca, later to go to Japan and China to produce their shorts, en route to Malacca. With the party is Lori Bara (Mrs. Wing), and Neil Elliott, English writer. The Bennett color process will be used on the shorts, which will be made so they can be split into single reels.

Sprerry Products to Handle Arctic Nu-Air, Kooler Aire

Sprerry Products, Inc., of Brooklyn is understanding over Eastern distribution of the Arctic Nu-Air, and Kooler Aire, in the New England systems. The company will handle installations, servicing and all maintenance contact with the systems, $5,000 of which are in use in theaters at the present time.

To Star Jackie Coogan in 12 College Shorts

West Coast Bureau of THE FILM DAILY

Hollywood—I. A. Allen will make twelve college shorts starring Jackie Coogan at the Talisman Studios. He has a major release which will be announced shortly.

Sophie Tucker for "Fox Follies"

West Coast Bureau of THE FILM DAILY

Los Angeles—Sophie Tucker, who has just opened a tour at the United Artists theater here, will go in "Fox Follies" after finishing her stage engagements. Tucker is scheduled to play with Slim Summerville at Universal.

Ben Berk Quits Atlas for Coast Job

Ben Berk has resigned as vice-president and general manager in charge of the Atlas Sound Recording studio and will today leave for Hollywood to take over the west coast branch of the Cinegro Sound System. Berk will make his headquarters at the Alexander Bros. sound studios.

Cincinnati—Harry Schriever of the RKO Capitol here has replaced Horkin Kathan, on leave of absence, at the Palace, Columbus. Jack Tierman takes Schriever's place at the Capitol.

Loew Gets "Footlight" Nov. 24

Loew houses in the entire metropolitan circuit will play Warner's "Footlight Parade" starting Nov. 24. The film will play uncut, in the de luxe houses and the four-day time in split-week stands.

Henry Staab Dead

Milwaukee—Henry A. Staab, 58, former president of the M. Theatres of Wisconsin for seven years, died at his home here Nov. 11.

Disney Gives Data on Cartoon Profits

(Continued from Page 1)

larity, "Three Little Pigs," with a returned cost of prints, and Disney's profits won't exceed $25,000, according to a person familiar with the market.

"Dracula" and "The Mummy" shows are $18,000; a "Silent Symphony," $20,000.

"Cartoon Almanac" shows a gross from $60,000 to $75,000 to break even, and even the net over this does not all go to the studio.

"Reported" $400,000 annual income for Disney's gross, with not being far from it. "Disney has made an investment in plastic and pictures totaling $750,000, which has not been returned yet."

Responsibilities Assigned to Schlaifer and Gold

Sales territories to be handled by M. J. Schlaifer and Harry Gold, act-

broadened supervising distributors. Schlaifer, vice-president and general manager of United Artists, were announc-
ed by Lichtyman yesterday as

Schlaifer: District No. 1, Chicago, Cin-

nati, Cleveland, Indianapolis and Milwaukee; District No. 5, St. Louis, Kansas City, St. Paul and Minneapolis; District No. 6, Los Angeles, San Francisco, Seattle and Salt Lake City; District No. 7, Canada.

Gold: District No. 1, which includes New York, Boston and New Haven; District No. 2, Buffalo, Philadelphia, Pittsburgh and Washington; District No. 4, Atlanta, Charlotte, New Orleans and Dallas.

Code Authority Members Do Not Attend Meetings

Personal attendance of members of the Code Authority at meetings connected with administration of the film industry code is not mand-
atory under the draft. In event pressure of other business prevents members from participating in its sessions they may appoint a substitute, with the approval of the Code Committee, which reserves the right to reject selections.

The Code Authority does not plan to hold regular sessions. The series will be con-

One hundred percent circuit coverage on Educational Linup

Educational's current program will have 100 per cent circuit representation in every territory in the country. As a result of deals completed, the company states. Distribution of the shows is handled by Fox.

U. A.-Saenger Deal

New Orleans—United Artists has closed a product deal with Saenger houses in the city, but a deal of results completed, the company states. Distribution of the shorts is handled by Fox.

Monogram-Hallett Deal

Mike Hallett has signed 100 per cent for the Monogram product to play in each of his five theaters in Omaha, are and Utica.

"Footlight's" 4th Week in B'klyn

"Footlight Parade" will hold over for a fourth week at the Brooklyn Strand beginning today.

Production Field Protests

Washington—Protests against industry code provisions that production pouring into N.R.A. headquarters from coast and New York writers, including members of the Screen Writers Guild of the Authors League, particularly small classes concerning salary and restrictions im-

posed on use of material in which contract offers may be made.
"Naw! I never play any of them WARNER BROS. PICTURES!"

THIS MAN WILL NOT BE ONE OF THE 1,623 EXHIBITORS WHO WILL BOOK
Paul Muni... in "The World Changes"
James Cagney... in "Lady Killer"
Joe E. Brown... in "Son of a Sailor"
Ray Francis in "House on 56th Street"
Dw. G. Robinson... in "Dark Hazard"
Wonder Bar"... "Anthony Adverse"
"As The Earth Turns"

*A Warner Bros. Picture  *A First National Picture  Vitagraph, Inc., Distributors
LEA'S CODE REPORT
GIVEN TO JOHNSON

(Continued from Page 1)

sions in the code, there is still much disagreement among the board's members as to the provisions applying to actors. Strong repre-
resentations have been made by Frank Gillmore and Actor's Equity attor-
neys, it was said, against all of the Article 5 in the code. Dr. Leo Wol-
man, head of the Labor Advisory Board, is understood to have the problem
now under advisement.

A general order suggesting not
more than 3 instead of 4 divisions
for wage scales in codes was said
to have General Johnson's approval,
although this is not official. While
this could materially affect the la-
bor provisions in the code, it was
said the understanding among NRA
officials on the point was just not to
be retroactive in its application.

The order, issued as confidential and
in which free and open discussion
has been made by NRA as yet, divided labor
into skilled, semi-skilled and un-
skilled labor only specifying the
mention of only minimum wages for
these three classifications.

In other quarters it was rumored
yesterday that the blacklist and boy-
cott provisions against Actors in the
code may be receiving close scrutiny
by the Federal Trade Commission.

along with its study of distribu-
tor-exhibitor relations as stipulated in
the code. The Commission, which
is irreversibly tied up with the Na-
tional Recovery Act, is strongly
opposed to any form of blacklisting or
boycotting.

Col. R. W. Lea saw Gen. Hugh S.
Johnson a short while yesterday, but
it is only a light picture business
was discussed.

Code Post Offices
Charged by Allied
(Continued from Page 1)

Listed for posterity to collect all information
concerning alleged "unofficial" of-
offers of appointments to the

Allied, asks its members to
especially check on reports of "sug-
gestions that such appointments
may be had in return for withdrawing
from particular organizations or
the joining of others.

Confabs on Union Scale
Meet With Another Delay
(Continued from Page 1)

to be back in his office by Tuesday
of this week. The Independent The-
ater Owners are being represented
by a group headed by President
Harry Brandt.

Film Guidance Plan
Grand Rapids, Mich. - A new plan of
selecting films devised by Marie Grez
of the girl's guidance bureau in that
local economic office has elicited commenda-
tions from Allen John-
son, president of Neighborhood Thea-

tors. The plan enables parents to
choose films for their children and the
exhibitors prefer it to censorship.
TODAY NEW YORK WILL ECHO
THUNDEROUS APPLAUSE FOR
A PICTURE THAT WILL LIVE ON
FOREVER...IN GLORY UNDIMMED

Katharine
HEPBURN

LITTLE
WOMEN

NOW...World Premiere
Radio City Music Hall

MERIAN C. COOPER, Producer;
Kenneth Macgowan, Associate
GEORGE CUKOR, Director
"LADIES MUST LOVE" with June Knight, Neil Hamilton, Sally O'Neill
Universal 71 mins.

GOLDFIGGERS ROMANCE WITH MUSIC MAKES FAIR ENTERTAINMENT.

This is the story of four flashy goldiggers who "merge" and sign a contract which promises each a split of the others' spools. The girls carry on with their night life and gay times, dividing minor gifts, until June Knight falls in love with Neil Hamilton, who plays the part of a rich playboy. She abandons the girls' ire by refusing a handsome bracelet from Neil, who jokingly places it around the pet cat's neck.

The other girls immediately grab the cat and forthwith pawn the bracelet. June falls madly in love. Her romances double cross June and manage to get the "merger" letter into Neil's hands. He leaves June and after the usual situation falls Neil well. The story is flimsy and the action lacks pep. In the beginning, Miss Knight sings two "torch" numbers in cabaret scenes.

Cast: June Knight, Neil Hamilton, Sally O'Neill, Dorothy Burgess, Mary Carlisle, George Stone, Maude Eburne, Oscar Apfel, Edmund Breese, Richard Carle, Berterton Churchill, Virginia Cherrill.
Director, E. AduPont; Author, William Hurlbut; Adapter, John Francis Larkin; Dialoger, same; Editor, Robert Carlisle; Cameraman, Tony Gaudio; Recording Engineer, Gilbert Kurland;
Direction, Fine Photography, Good.

"FROM HEADQUARTERS" with George Brent, Margaret Lindsay, Hugh Herbert, Eugene Palette, Warner Bros.
63 mins.

INGENUOUS MURDER STORY THAT PACKS A GOOD SENSEPUNCH AND SHOULD PLEASE THESE FANS NICELY.

This is somewhat of a novelty in the way of murder mysteries in that one crime takes place within the walls of police headquarters. Who commits the first crime or how, is not revealed to the audience at the outset, so that the efforts of scientific sleuths to unravel the mystery remains a source of continuous suspense.

The manner of working out the solution of the crime, with the aid of a fingerprint expert, a doctor who seems to take quite a pleasure in murders, and the other familiar officials, without forgetting the cats, is quite intriguing and ought to prove thoroughly satisfying to the folks who have a yen for drams of this type. Stove interest also plays a part in the proceedings, with George Brent and Margaret Lindsay as the romantic team. The whole affair has been under the direction of Wilhem Dieterle.

Cast: George Brent, Margaret Lindsay, Hugh Herbert, Eugene Palette, Theodore Newton, Dorothy Burman, Ken Murray, Robert Barret, Murray Kinnell, Henry O'Neill.
Director, Wilhem Dieterle; Author, Robert N. Lee; Adapters, Robert N. Lee, Peter Milan; Cameraman, William Reese; Editor, William B. Clemens;
Direction, Fine Photography, Fine.

"ONE YEAR LATER" with Mary Brown, Russell Hokpton, Dona Dillaway
69 mins.

GOOD HUMAN INTEREST DRAM ADAPTED WITH INGENUITY AND WIT ACTED BY CAMEO PRINCIPALS.

While the story itself is nothing unusual, the manner in which it has been written and the judicious blend of light touches with the dramatic moment combine to make this a satisfying piece of work. The straight form, of course, does not present the plot concerns the tragedy into which a haplessly married couple, Mary Brown and Russell Hokpton, are thrown when the husband's employer is accidentally shot in the face and the wife realizes the explanation of his actions.

Director, E. Mason Hopper; Author, Hugh Herbert; Adapter, same; Additional Dialogue, Will Ahren; Cameraman, Fred Dean, Tom Galligan; Recording Engineer, Pete Clark; Editor, Mildred Johnston;
Direction, Good Photography, Good.

"LAUGHTER THROUGH THE TEARS" (Yiddish-Russian Silent, Synchronized Worldcolor)
78 mins.

GOOD VERY ENTERTAINMENT FOR YIDDISH AUDIENCE SPECIALlY HANDLED COMBINATION OF PANTOMIME AND COMEDY.

Based on the novel by Sholem Aleichem popular Yiddish author who made his mark on the stage with "Fiddler on the Roof" and has been translated into the world's leading languages. The film was directed by Marshall Neilan and was produced by I. S. Feifer, under the supervision of the famous Yiddish director Zechariah Unrheus. The film is a most entertaining and amusing story of the life of a Russian peasant family. The film is performed entirely in Yiddish, and in addition there are some English subtitles. The film is a great hit and is very popular with the Russian-Jewish audience.

Direction, Fine Photography, Fine.

"ESKIMO" M-G-M 117 mins.

THRILLING DRAMA OF FAR NORTH COUNTRY INCLUDING ELEMENTAL POWER, MAN CONFLICT AND MARVELOUS PHOTOGRAPHY.

Besides being a polar epic, containing some of the most unusual action any camera has ever caught by the camera, this W. S. Van Dyke production embraces a strong human-interest narrative which together with the wonderful camera work, should make it a box-office magnet of good profit and interest. The story deals with Mala, a brave Eskimo hunter upon whom the tribe chiefly depends for food. Being an honored fellow who, according to Arctic custom, doesn't hesitate to lend his wife to a friend, he places too much trust in some white traders, who do wrong to the Eskimo women and then take Mala into custody for avenging his dead wife. Learning that the Canadian Mounted Police plan to hang Mala, a great escape and when his pursuers catch up with him the Eskimo and his faithful wife prefer to walk off together to their own death on an ice floe—although the impression is given the audience that the brave couple will be flushed safely to another refuge. The cast is all Eskimo except for Van Dyke, Captain Frechouen, the author, and a few others.

Cast: Natives, supplemented by W. S. Van Dyke, Peter Frechouen and others.

Director, W. S. Van Dyke; Producer, W. S. Van Dyke; Author, Peter Frechouen; Adapter, John Lee Mahin; Cameraman, Clyde Devirina, Josiah Roberts, George Wilson, Grant Cope, Edirkry Crapse, H. E. Watson; Editor, Conrad A. Nervig;
Direction, Box-office, Photography, Superb.

"A MAN OF SENTIMENT" with Marian Marsh, Owen Moore, William Bakewell, Chesterfield 68 mins.

FAIR DRAMA ABOUT GIRL WHO PREFERENCES HONEST LOVE TO EASY LUXURY. OKAY FOR POP HOUSES.

Nothing much to this one in the way of story, consequently a good deal of the footage is taken up by talk. Marian Marsh, an ambitious girl, meets William Bakewell as the result of an act of mischance. Bill appears to be on his uppers, though he actually is a rich man's son with black Sheep proclivities. Though Marian has a chance to hook up with a wealthy playboy. Owen Moore, she goes for Bill in the real way, but is rebuffed by his stack-up parents. She walks out and subsequently is struck with pneumonia, winding up in hospital, where the romance eventually works out to a happy conclusion. The cast and director do the best they can with the material at their disposal, but the handicap is a little too much for them. For the not too particular family houses, the picture should get by all right.


Director, Richard Thorpe; Author, Frederick H. Brunner; Adapter, Robert Ellis; Dialogue, same; Cameraman, M. A. Anderson; Recording Engineer, L. E. Clark.
Direction, Okay, Photography, Good.
REVIEWING THE SHORT SUBJECTS

Ernest Truex in “Mr. Adam” (Star Comedy) Educational An Ace

One of the finest short comedies of the year, Ernest Truex displays one of the most hilarious comic characterizations seen on the screen in months. He is the timid husband of Frances Halliday, who likes him to join a Nudist colony, the doctor’s orders. Mr. Truex protests to no avail, and is put through the works up at the Nudist sanitarium. Every motion and gesture of the comedian is good for a laugh. Pretty and seductive girls wander back and forth in scanties and shock Ernie almost unconscious. Then the fun really starts when they get ready to make him nude. The sexy stuff is handled very delicately and cleanly, and can tend nobody. It moves fast, and the support of Frances Halliday, Larry Short, Harry Miller and Jeannine are perfect. The latter named lady has practically everything and should click big. Pin by Arthur Jarrett and William Watson. Ace camera by William Steiner. Al Christie produced and directed one that can’t miss.

“Killers of Chaparral” Swell Animal Thriller

The director has gone into the wild animal country of our own southwestern to film this amazing treat which combines novelty, humor and thrills in a score or more of inch-packed scenes. Fifteen to twenty wild-cats are corralled and photographed as they battle over the carcass of a fallen animal. Close-ups and long shots alike are interesting and exciting. Unusual pictures of turtles fighting for supremacy are worked in between the big thrills. The film ends with a suspenseful sequence showing a fight to the death between a weasel and a rattler. Photography is excellent and the descriptive narrative is well written and capably ended.

“Beanstalk Jack” Educational A Winner

A very clever and funny adaptation of the fairy tale yarn to the animated technique, with a comedy punch as Jack climbing the beanstalk to the castle of the giant in the clouds. There he experiences more exciting adventures and escapes with the terrible ogre and slides down the beanstalk with the goose that lays the golden eggs that are the old lady from losing the homestead. It hits the new note cartoons sounded by “Three Little Pigs” and should prove immensely popular.

“Million Dollar Melody” with Lillian Roth, Eddie Craven Educational Clocks

Two reels of the latest modern vogue in tabloid musicals, but this one has the benefit of a real plot carried through by Lillian Roth and Eddie Craven. Eddie is having a tough time getting over as a song composer, till he gets the idea of posing as a suicide. Lillian, his wife, collects the insurance and all Eddie’s melodies become instant hits with his Greek music publisher. Some swell dance numbers, gags and songs are introduced, Miss Roth scoring heavily with her vocalizing. Has plenty of pep, comedy and class. Jack White turned out a real number, and such names in the cast as Annie Sutherland, Leo Donnelly, Patsy Flick, Eddie Roberts help a lot. Dances by Mosconi Brothers. Music by James Hanley and Benny Davis, with Al Colombo as musical director. Plenty of talent for any short.

“A picture that can play on the public’s heartstrings as the public likes to have its heartstrings touched, in any age.”

The Hollywood Reporter

THE MOST GLORIOUS LOVE STORY SINCE "7TH HEAVEN"!

A Man’s Castle

A FRANK BORZAGE Production with

SPENCER TRACY
LORETTA YOUNG

Screen play by Jo Swerling
From the play by Lawrence Hazard

A COLUMBIA PICTURE

A Screen Guild Picture
SHORT SHOTS from EASTERN STUDIOS

By CHAS. ALICOATE

RALPH STAUB starts production tomorrow at Vitaphone on a comedy starring Ben Blue. Story is by Art Henley, Dolf Singer and Glen Laubert.

Production on "Cold Heat," tentative title, first of the series of two-reelers featuring Moran and his musical comedy tentatively titled "Hot 'n Bothered," featuring Ethel Waters. It is the first of a series to be directed by him for RKO release. Joe Nadel, who is handling the casting, will assist Jason on the direction, with Joe Riehner and Sam Levitt doing the camera work. Production will be at the Fox Movietone studio.

"Poppin' the Cork," starring Milton Berle, has been completed and is under the direction of Jack White for educational release. It is a cast of 100, including Henry King's orchestra.

Production on the feature, "Social Register," starring Colleen Moore, and being directed and produced by Marshall Nellin with William DeMille as co-producer, got under way today at the Eastern Service studio in Astoria. Supporting Miss Moore in the picture, which is taken from the stage play by Anita Loos and John Emerson, are Alexander Kirkland, Margaret Livingston, Charles Winninger, Ross Alexander, Olive Olsen and Roberta Robinson. Harold Godsoe is assisting Nellin on the direction, with Merrill Gerstad and Walter Strong doing the camera work. Mr. Connolly is in charge of casting.

Ho! Le Roy is at work on his fifth Vitaphone two-reel musical comedy at the Brooklyn plant. This short, "Private Lessons," also features Dover O'Leary. Le Roy completes his work Saturday and leaves Sunday for Hollywood to be featured in Warner's "Harold Teen."

RCA Sound for Biograph

RCA Victor Photophone High Fidelity sound is set to be featured in the new Biograph Studios in the Bronx, RCA also plans to have engineers to run the apparatus. The plant, when re-built, will be one of the best equipped in the east.

A LITTLE from "LOTS"

By RALPH WILK

HOLLYWOOD

DUDLEY MURPHY, director of "Emperor Jones," has arrived in Hollywood to talk business with several producers who have seen his production of the Eugene O'Neill play. En route to the coast from New York, Murphy stopped off in Pittsburgh to see Maxwell Anderson, who was attending the opening of "Mary of Scotland," starring Helen Hayes. Murphy is interested in a play of Anderson's written with George S. Kaufman.

Wallace Ford has been engaged by Monogram to replace Bill Carney in "Woman's Man." He will be co-starred with Marguerite de la Nette. Cagney's present commitments prevent his taking the role. Also in the cast are John Halliday, Kitty Kelly, Barbara Bedford, Leigh Holm, James Cagney, Don Douglas and Doris May. The film goes into production immediately.

Edward Luddy will direct.

Archie Mayo will direct Barbara Stanwyck in "Gambling Lady" for Warners.

Marjorie Rambeau has been signed by Warners to play "Woman's Hero," with Richard Barthelmess, Jean Muir and Margaret Lindsay.

Fay Wray will have the feminine lead in Columbia's "Once to Every Woman," with Jack Holt.

Kay Francis is back in the cast of First National's Al Jolson film, "Wonder Bar."

Ann Dvorak and Lyle Talbot will be teamed by Warners in "Heat Lightning."

Alan Mowbray, Helen Westley, Alfred Allen and Marcella Wall have been added to "House of Rothschild," 20th Century production starring George Arliss for U. A. release.

Kathryn Sergava, First National's Russian discovery, will appear in "British Agent."

"Henry the Ache," two-reel satire on "Henry the Eighth" to be produced by Magna Pictures, is scheduled to go into work Nov. 24 under the direction of Ray McCarey at the Fox Movietone studio. Burnet Hershey and Bert Granet have completed the dialogue, with music and lyrics to be furnished by Harold Spina and Johnnie Burke.

The second cartoon in the new series being produced by the Van Beuren Corp., featuring the "Little King" character created by O. Soglow, has the kingdom adopting the M-G-M system to solve its depression problems. "Marching Along" is the title.

M-G-M has purchased "The Gravy Game" by Harry Stuhldreher and W. Thornton Miller. The story was published last month in the "Saturday Evening Post."

Russell Hardie has a new contract at M-G-M.

Nigel Bruce and Florence Desmond are additions to the cast of "Fox Pollie."

Wilfred Lucas, Richard Tucker, George Gail, Claire DuBrey, Robert Hamman and Paul Stanton are recent additions to M-G-M's "The Comeback."

William Nigh will direct "Mystery Limer" for Monogram.

Rosemary Ames has been assigned to Fox's "Disillusion," with Victor Jory, John Boles and Mona Barrie.

Frankie Darro is appearing in Columbia's "No Cannons Near," which Frank Borzage is directing.

Constantin Bakalianoff will direct the recording of all music in "Joe Palooka," Reliance production for U. A.

Ruth Warren and Selmer Jackson are recent additions to "Let's Fall in Love," at Columbia.

Lloyd Bacon is celebrating his tenth year as a director for Warners by starting production on "Wonder Boy" with Al Jolson and an all-star cast.

Alice Brady, who has just completed a new role in "The Viking Tree" has signed a new long-term contract with M-G-M.

Fox has exercised its option on Heather Angel and signed her to a long-term contract.

Pancho Lucas, an office boy at the M-G-M studios, has been selected to portray Villa in the earlier sequences of "Viva Villa."

"Bud" Pollard has been signed to direct a series of musical juvenile pictures which he will produce for Jules Stone. The cast will consist entirely of child talent from the Jules Stone Studios, Inc. Work on the first of the series, to be made at the Pollard Studios, Grantwood, will begin at once. Helen Lardner is doing the dialogue. I. Pollock will do the song writing. The Pollard Studios have just signed for RCA High Fidelity sound.

Preparatory work on "Sweet Adeline," feature to be made by Rowland-Brice for release through United Artists, has been started, with work scheduled to get under way within the next 30 days.

NEWS OF THE DAY

Providence—Dropping vaudeville the RKO Albee has gone to straight picture policy, starting "Only Yesterday."

Salt Lake City—National Theate Supply reports a pickup in equipt. business during the past month.

Pas Adlet, R. I.—Lease taken by Leonard Goldberg on the Imperial formerly operated by Publix, run for five years.

Chicago—The Southtown theate completely remodeled, has reopened with Edward Masters, formerly with Frank E. Shubnow and Myron Oppenheim. T. I. company has reopened the Nation with pictures from Monday to Saturday and vaudeville added on Sunday.

Milwaukee Convention Committee


Releasing 3-Reel Musicals Soon

Two three-reel musical comedies are among the 26 complete shorts which Vitaphone will release in December, January and February. "Around the Clock," with Norma Terris, Eton Boys and Lynn Ove man, will be released next month while a special with Mollie Picon is scheduled for January.

Releasing "Rainbow Over Broadway"

"Rainbow Over Broadway," the first comic-drama comedy with music has been completed and will be released shortly by First Division Jean Marsh, manager. Sam Dar, former manager, has been transferred, red to the lamur as assistant manager.

New French Musical for Carney


More Houses For Denver Area

Denver—Rumer says J. H. Cooper Theater Enterprises, Publix teammate, will convert buildings into theaters in Greeley, Fort Collins and Pueblo. Also reported J. J. Godstein is considering the both in Alamosa, Colo., and Santa Fe, N. M.
Rosenblatt Says He's Sticking to Job Till Finished  
LABOR WILL NOT COME UNDER CODE AUTHORITY
Ohio Exhibs Leaders to Face Grand Jury in Tax Probe

P. J. Wood and Others are Subpoenaed Over Lobbying Activities
By J. W. LEHMAN  
FILM DAILY Staff Correspondent  
Columbus—Subpoenas have been served on P. J. Wood, Columbus, business manager of the M.P.T.O. of Ohio; Henry Greenburger, head of the greater Cleveland Exhibitors Association; G. W. Erdmann, secretary of the same group; Myer Fine, John Kalafat, Paul Gudano.

Thacher Named Master of RKO Claims
Thomas D. Thacher, former U. S. Solicitor General, has been appointed Special Master to consider all claims filed against RKO. The appointment, made by Judge Bondy in the U. S. District Court, is in response to a request made Nov. 7 by Irving Trust Co., receiver for RKO, for a master to hear and determine the claims which total $23,285,143.92. Prominent in this list are claims based upon rent guarantees or direct leases, claims based on guarantees of financial obligations and founded on breach of contract, claims for goods and commercial services rendered, and income tax claims.

25 of MPTOA's 37 Proposals Incorporated in Industry Code

Niles Sees More Gained By Cooperating With Code
Nevada, Ia.—"The motion picture code, although not perfect, corrects some of the abuses and by cooperation a great deal more can be accomplished than by continual opposition," declares a bulletin issued yesterday by President Clifford L. Niles of Allied Theater Owners.

Fox Films Starts Planning Its 1934-35 Program
West Coast Bureau of THE FILM DAILY
Hollywood — Fox has already started to plan on next season’s feature schedule, with several scripts accepted for the new line-up. The present production season will end in March, when the 1934-35 program (Continued on Page 9)

Educational’s New Lineup Half Under Way by Dec. 1
Half of Educational’s short subject program will either be completed or well under way by Dec. 1. Of the 52 two-reelers scheduled, 19 are completed, three are in work and 24 are still in the planning stage.

Sol Rosenblatt is Admitted To Bar in Dist. of Columbia

Opening 8 Roadshows On “Eat ‘Em Alive”
Harold Austin’s animal picture, “Eat ‘Em Alive,” which today starts its third week at the RKO Cameo, will be roadshowed throughout the country, with plans now under way to open it in eight key cities next month.

NRA Regional Boards to Handle Questions on Labor
By WILLIAM SILBERBERG  
FILM DAILY Staff Correspondent
Washington—That Code Authorities will not have jurisdiction over any labor relations connection with code enforcements has been definitely determined. These problems will be left entirely to irregularly ordained NRA regional labor boards being set up throughout the country.

While there was much skepticism
(Continued on Page 4)

EMIL SHAUER DIES OF HEART ATTACK

Emil E. Shauber, vice-president of Paramount International Corp. and one of the producers of the Monday Paramount Publix Corp., died suddenly yesterday morning at his home in New York. He was 67 years old. News of his death came as a big shock to the film circles, as
(Continued on Page 4)

Kuykendall Declines Samuelson Invitation
Replying to a letter from President Sidney E. Samuelson of Allied Theaters of New Jersey, inviting him to attend a meeting of the unit and repeat his arguments in favor of the industry code, Ed Kuykendall, M.P.T.O.A. president, yesterday
(Continued on Page 9)

Leow Meeting Deferred
Annual meeting of Leow’s, Inc., was adjourned yesterday to Jan. 16 due to the sale of the block of 600,000 shares held by Film Securities Corp. and slated to be auctioned Dec. 12. Chemical Bank asked the adjournment so that the new owners of the stock would have a voice at the meeting. Hearing on the report of Film Securities scheduled for yesterday was set back to Dec. 7.

Over 1,200 Pages Of Information—The Coming Film Daily Year Book.—Adv.
Exhibitors and Warner Discuss Film Problems

As part of the Warner Bros. policy to get viewpoints on public tastes from exhibitors in the field, conferences were held this week by Harry M. Warner, Jack L. Warner and Major Albert Warner with exhibitors in various parts of the country.OLUTEGREEN

Dave Miller Heads Buffalo Board
Buffalo—David Miller, local manager for Universal, has been elected president of the Buffalo Film Board. He succeeds E. K. O'Shea of M-G-M who held the office for six years. Other officers are: vice-president, Joseph Miller, Columbus; treasurer, Harry T. Dixon, RKO, executive secretary, Emma Abplanalp.

Two Wichita Houses Repeat “42nd Street”
Wichita, Kan. — Warner’s “42nd Street,” brought back to the Nomar, an eighth run house, played to such big business that the West theater, largest of the city, has also booked the musical for a return engagement.

Testimonial for Chas. Stern
Boston—A testimonial dinner will be given Nov. 23 at the Copley-Plaza to Charles Stern, who soon leaves to take up duties as Eastern Division Manager of United Artists, directing New York and New England. The main committee includes Joseph Levenson, Joseph Brennan, James McGuinness, John Irving and Abe Weiner.

Hunt Made N.T.S. Mgr. in Detroit
Detroit—Herman Hunt has succeeded Ernie Forbes as local manager of the National Theater Supply. Forbes resigned. Clarence Williams will take the out-state route through Michigan, Joe Watson, formerly with Publix, takes over the city route.

New Detroit Sound Service
Detroit — Harry W. Mason has established the Detroit Sound Engineering Company. In addition to the theater sound system service, Mason is putting out a new type of wide-range sound system. A trial installation has been made at the Myrtle Theater.

Three Upstate Houses Reopen
Buffalo—Fred Pemmar purchased the Avon, Binghamton. The Lafayette, Batavia, has been reopened by Warners. The Linden, Buffalo, closed four years, is now operating again.

Majestic Sales Doubled Following Budget Hike
Sales of Majestic Pictures have doubled since production budget was increased, said President Herman Gluckman yesterday coincident with the formal announcement that E. H. Goldstein, formerly with Universal, will succeed Majestic as executive vice-president.

M. J. Weisfield, general sales manager,Visual. has returned from western tour with encouraging reports, said Gluckman, and optimism also is expressed by Cleve Adams and John Weber, other Majestic sales executives.

William Shawro is now on the coast, where “Sin of Nora Moran,” exploitation special, has just been previewed. Another early release will be the “Mary, Mary, I Love You,” with Thelma Todd.

Receiver for Alliance House
Alliance, O.—R. S. Wallace has been named receiver for the Columbus theater by Judge Joseph L. Floyd in Stark County Common Pleas Court after judgment had been taken against the Smith Amusement Co. in favor of the First National Bank. The receiver will have no effect on the operation of the theater. Wallace is secretary of Tri-Theaters, Inc.

Lowe-McLaglen Teamed Again
West Coast Bureau of THE FILM DAILY — Hollywood — Edmund Lowe and Victor McLaglen will be teamed again by Fox in two productions this holiday season, Winifred Sheehan announced.

First Wide Range Abroad
London—Western Electric Wide Range has been installed in the Lester Square theater, marking the first European installation of this new sound system.

John Hicks Plans Foreign Trip
John W. Hicks, Paramount foreign department executive, plans a trip abroad soon after a visit to the United States in the new year.

“Bitter Sweet” Holding in Chi.
Chicago—“Bitter Sweet,” United Artists release now in its third week in the Lester Square theater, is doing such a splendid business at the box office that it will be held over for another week or two, according to the executive who is handling the engagement.

Roadshow “Mr. Broadway” in Bos.
—“Mr. Broadway,” with Edward Sullivan, is being roadshowed by American Pictures at the Tremont. Jack Pop Gorman is representative with the film, while Floyd Bell is handling publicity.

“Broken Dreams’ for Loew’s Ziegfeld
Monogram’s “Broken Dreams” will have its New York premiere on Monday at Loew’s Ziegfeld.

Coming and Going

JACK L. WARNER left New York for the coast yesterday.
N. L. NATHANSON is in town.
RAY WALD, sales representative, DAVID MANNERS told us today in the Paris office.
JOHN FARNOL, Samtel Goldwyn represents, arrived in New York yesterday from the coast.

JOEY P. GATES of Flushing, Tex., and Beacon Films; J. KRAPP of Brunswick Record Co., and LEHNOX ROBINSON, Irish Films, are on the passenger list of the President for Europe.

HARVEY DAI, sales representative for Educational’s Tony-Tone, left yesterday for a trip to exchanges in Chicago, Minneapolis and other cities.

DAVID PALFREYMAN leaves New York today for Milwaukee to attend the annual convention of the M.P.T.O.A. of Wisconsin.
M. C. LEVEE leaves New York today on his return visit to New York week.

ILYLY TASHMAN, who went to Chicago yesterday to make a personal appearance the Paramount, is returning to New York this week.

HARRY NEGRIL, who was taken ill in Pittsburgh last week, has returned to New York to recuperate.

Hearing on Reading Houses
Reading—Hearing is scheduled before Judge Mays in Reading Court for today in the action on behalf of owners and stockholders of the Art Theater to stop a sheriff’s sale of the house to satisfy mortgage. Harry J. Schad meanwhile is a queristator in charge of the properties on appointment by the court.

“Roman Scandals” Coast Premier
West Coast Bureau of THE FILM DAILY — Los Angeles—“Roman Scandals,” starring Eddie Cantor, opens Nov. 24 at Grauman Chinese Theater here. The New York premiere will be Dec. 11.

4,111 Wire in British Isles
—London—Latest survey by Western Electric shows 4,114 wire houses in the British Isles. Of the number, 1,066 are W. E. systems.

THE INDUSTRY’S DATE BOOK

Nov. 18-20: Paramount Pictures Distributing Corp. sales meeting, White Sulphur Springs, W. Va.
Dec. 4-5: Kansas City film Row’s Annual Chari Ball, at the Plaza, Kansas City, F. H. Rosenblum, M. G. M. manager, chairman.

$38,000,000 G. T. E. Writup
Washington—A writup of $38,355,000 for the first equipment and siderealities in 1927 was admitted yesterday by Harley L. Clarke at the Senate Banking investigation.

Wednesday, Nov. 17, 1926

New York Stock Market

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New York Curb Market

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Bloomington House Reopening
Bloomington, Ind. — The Harris Grand theater will reopen on Thanksgiving Day, Roy Felts will be the manager.

Lubitsch-M-G-M Deal
Ernst Lubitsch, who now is in New York, will make a picture for M-G-M under contract to Paramount to make two pictures, in addition to the new deal.
THE PERFECT SHORTS FOR ANY SHOW

FOX MOVIE TONE NEWS • Twice Weekly

First all-talking newsreel... and more than ever far ahead of the field. More news... better news... quicker news... because Fox Movietone News has the most complete world coverage of any newsreel. With sound and voice recorded at actual scene of the action. Insist on genuine news.

MAGIC CARPET of MOVIE TONE • 26 One Reel each

Let your patrons see the world from a theatre seat. With photography of unmatched beauty... natural sound... symphonic musical treatment... fascinating comment by a narrator's voice. Blends perfectly with any program. Showing in leading theatres everywhere.

MOVIE TINTYPES 12 One reel each

Screen hits of yesteryear... including “The Great Train Robbery” and eleven other classics of the old Edison Company. Boiled down to one riotous reel each... with side-splitting wisecracks by an off-stage voice. Just a belly-laugh natural. They will even make you laugh your head off.

ADVENTURES of the NEWS — REEL CAMERA MAN • 12 One Reel each

Thrills that will knock your audiences right out of their seats... because they're REAL! Actual death-defying experiences of newsreel cameramen... who grind as danger rushes at them. Plus a blood-stirring off-stage voice, so your patrons won't miss a trick. Says Red Kann: “The stuff is gasp-inducing in its excitement.”

All Produced by Movietone News, Inc.
LABOR NOT TO COME UNDER AUTHORITY

(Continued from Page 1)

and bewildement over whether NRA would seek to undo specific labor provisions in codes already agreed to by labor, it was learned yesterday that all along the feeling has been that only the basic minimum should be stated in the codes themselves, leaving the finer divisional minimums for various classes of labor in each district to work from as a base figure in any labor disputes.

Emil Shauer Dies
Of Heart Attack

(Continued from Page 1)

Shauer had been at his desk in the Paramount Building as usual Wednesday and apparently in the best of health and spirits. A sudden heart attack at 10 o'clock yesterday morning was the cause of his death. He is survived by his widow and a son, Melville Shauer, assistant to Albert A. Kaufman at Paramount's Hollywood studio.

Bora in Boudoir, Shauer came to America at the age of two. His family settled in Chicago and he attended the public schools there. At an early age he became an errand boy for Mandell Brothers and before he reached 21 he had become the youngest liquor li- cense buyer in the country. This post entailed frequent trips to Europe and it became extremely well acquainted with the Continent.

In 1905 he came to New York, where he associated himself with Adolph Zukor and Marcus Loew in the penny arcade busi- ness. When the Famous Players Company was organized in 1913, Zukor brought Shauer into the organization because of the latter's wide knowledge of the business and of the industry, as assistant treasurer of the pioneer or- ganization.

Some years later, when Paramount Famous Players Corp. was created, Shauer was put in complete charge of the company's foreign business and under his leadership this divi- sion of the company became one of the most important departments in the corporation. With the creation of the Paramount Inter- national Corp. in 1932, Shauer was named vice-president.

Funeral services will be held Sunday afternoon at 2 o'clock from the Universal Funeral Chapel, 597 Lexington Avenue. Burial will be in Woodlawn Cemetery.

Among expressions of regret over the passing of Shauer was one from Nicholas M. Schenck, who said: "I have known Mr. Shauer for many years and am deeply grieved to learn of his death. He was a splendid character and had the love and respect of everyone connected with the business. The industry has suffered a severe loss."

Joseph H. Swedland said: "I came to know him through 10 years of close association. He is a figure which the industry will deeply miss."

Code Workers Thanked

It is hereby declared that M.P.T.O.A. execu- tive committee, President Ed Kuykendall yesterday expressed thanks for the un- selfish cooperation of Ben Rosenberg, Morgan Walsh and L. S. Ham, all of whom have been associated with the union in their efforts in drafting the industry code.

ALONG THE RIALTO
WITH PHIL M. DALY

• • • IT'S THE LAST Word in Thrills \nreferring to the Pot Matinee series, "Adventures of the News-\ncameraman" just saw four of 'em over at the Fifty-\nFourth Street projection room... and we're still wilted\nfrom the sock to our nervous system... but they were\ngreat... all the combined ingenuity of fiction writers for\nthe screen, directors and studio technique... cannot begin\nto compare with the kick of these newspaper shots from Life\nwhat you see actually happened... with the nery\nnewsreel camera lads in the thick of the dangerous stuff they're\nshooting... * * * * * • • •

• • • FIRST WAS "Conquest of the Air"... showing\nevery variety of thrill stunts at Kelly Field army maneuvers,\nHawaii Air Circus, the Templehof field in Germany... \nand the biggest battle of 20 parachute jumpers bailing out from one plane... its sensa-\ntional and fatal crashes such as that of Capt. Fonk, the French\nair ace... whew!

• • • THEN CAME "Scouring the Seven Seas",\nwith the newsreel boys grabbing off perilous shots of sinking\nvessels, typhoons, hurricanes and tidal waves in the Seven Seas...\n"Answering the Riot Call" in a block of political riots throughout the world... New York radicals in Union Square, the French Reds on May Day, a China revolu-\ntion, Greek soldiers shooting 'em down in the streets of Athens,\nHindus rioting at Bombay, a mystery of vagrancy... but the\npayoff is "Motor Mania"... with closeups of the speed\nclassics of the world... with loads of fatal spills...\nfinishing with the Indianapolis classic in which six racing cars\ncrack up right before your eyes... rated the Greatest\nNewsreel Shot in history!... * * * Realism in Thrills!

• • • THEY TELL us that the stunt men in Hollywood\ncollect big dough... they are amateurs compared to these\nnewsreel daredevils... who take, thrill shots and do stunts at the same time... yet remain nameless and unsung.\nwe'd like to point out names of every one of Fox Movietonenes news can be proud of these Legionnaires of the Lens... a nery bunch!

• • • AGAIN THE Clara Bow Handicap will be run at\nBowie, Md... on Nov. 27... and Clara has sent a lov-\ning cup to Mayor Howard Jackson of Baltimore for the winner... Miss Bow's "Hoopla," will soon show at the new\nRoxy... Warren William will broadcast highlights of his\npar, "The Match King," over WEAF next Wednesday night... \nAlex Moss has no definite plans following the wind-up of the affairs of Resolute... Richard Mack, radio writer, is han-\ndling publicity for Mills Artiste Bureau... Charles Reed\nJones is now publicity manager for Chadwick Pictures.

• • • ON BEHALF of the Committee of the Film Daily\nRelief Fund... we are extending thanks to proxy John Flinn\nand the officers of AMPA... for their splendid co-operation in\ncontributing to this worthy cause by their weekly luncheon\nreality of books, a derelict which is adding a tidy sum to the Fund...\nMister Flinn's administration is playing to a crowded\nhouse every week... Lou Goldberg did a swell thing when\nby proposing for membership Gregory Dixon, George Gray,\nArnold Van Leer, Leo Kaufman, Joe Friedman... thus keep-\ning his promise that he would bring in the Columbia publicity\nchick and support the proxy's constructive program... there are several other producing companies who are heard from from\nwho's next?... publicity mugs who can't get in back of\ntheir own press agey organizashe don't desire any sympathy when they're out of a job and start whining for help from the Regular Bunch they ignored..."

OHIO EXHIB LEADERS TO FACE GRAND JURY

(Continued from Page 1)

vic, Ernest Schwartz and M. B. Horwitz, all of Cleveland, to appear before the grand jury in the investi-\ngation of labor activities at the last session of the Ohio legislature when the amusement tax was adopt-\ned. Prosecutor Hoskins had previ-\uously questioned Greenburger and Erdmann.

Personalities Rule Today,\nKuykendall Tells A.M.P.A.

(Continued from Page 1)

dustry code which he helped draft,\nsaid that a morality clause was left\nout of the code because it consti-\tuted an invitation to "meddlesome people" to use it in attacks on cer-\ntain organizations.

"Nobody has anything to fear from the code," declared Kuykend-\nall, "it will work out fairly and equitably."

Bickford Sees Less Talent Imported\nEurope's contribution to the American film industry in future\nwill tend less to actors and more to\nstories, according to Charles Bick-\nford in a recent interview in the\n"London Mail." Bickford has been in\nEngland starring in "Red, Wagon" for B.I.P. He says Ameri-\na is developing plenty of new\nplayers, but good stories are harder\nto get and consequently anything of\nmerit from the foreign field will be welcomed.

Weekly Birthday Arts Biz
Utica, N. Y.—A Colonial Birth-\nday Party every Friday night is\nproving a good business booster at\nthe Colonial, managed by Ed Se-\nlette. Through a tieup with a bak-\neury, cakes are given to those whose\nbirthdays fall within the week.
LITTLE WOMEN
FULFILLS ITS PROMISE

BIGGEST OPENING DAY
IN SHOW HISTORY!

$14,000
AT WEEKDAY PRICES

BEFORE 3 P. M. $500
OVER THE HOUSE RECORD

Katamrine

HEPBURN

in Louisa M. Alcott's

LITTLE WOMEN

Directed by George Cukor
MERIAN C. COOPER,
Executive Producer
Kenneth Macgowan,
Associate Producer

With JOAN BENNETT, PAUL LUKAS, FRANCES
DEE, JEAN PARKER, EDNA MAY OLIVER,
Douglass Montgomery • Henry Stephenson

A new sensation
of sheer loveliness
glorifies the screen
Hello! There IS something new under the Hollywood sun! It's "BLOOD MONEY" and 20th Century makes it shine.

Listen... "BLOOD MONEY" is packed with entertainment! It's a triumphal return for George Bancroft.

Say—George Bancroft is simply wonderful in "BLOOD MONEY" and Frances Dee and Judith Anderson are simply fine. A thrilling peek-in on a new corner of crime.

Yes, 20th Century hits the bulls-eye again! A fine piece of entertainment.

"BLOOD" is one of the biggest hits of the year!

Jimmy Starr
Los Angeles Herald Express

Gene Chrisman
Fawcett Publications

ROB WAGNER

Dick Moop
Picture Play

They're Burnin'

At a preview held in Los Angeles, the audience raved over the sensation.

GEORGE B.

"BLOOD"

and the sensational come-on of

CHANDLER, JUDITH AND

as JOSEPH M. SCHENCK

Darryl F. Zanuck
"BLOOD MONEY" zips along with mounting suspense to final punch. Here's a timely theme excitingly and impressively handled.

Here's a picture that proves there IS something new under the underworld. A grand come-back for George Bancroft.

"BLOOD MONEY" is a fine piece of entertainment, and the dialogue and situations are exceptionally good.

Print this...in "BLOOD MONEY" you'll see the best piece of acting Frances Dee has yet done, as the sensation-craving society girl!

Hollywood 300 critics say back of...

ANCROFT in
MONEY"

FRANCES DEE, CHICK ON and BLOSSOM SEELEY present the third big smash for...

20TH CENTURY PICTURES
Released Thru UNITED ARTISTS
A "LITTLE" from HOLLYWOOD "LOTS"

BY RALPH WILK

CHARLES R. ROGERS is all smiles these days. His new contract player, Jack Haley, stage favorite, registered a solid hit in "Sitting Pretty," at its preview recently.


Charles Lamont is directing "What's to Do," a new "Frolics of Youth" comedy, which will be released by Educational. Lamont will direct the entire "Frolics of Youth" series.

Andy Clyde in his latest picture, "Frozen Assets," wears a costume that covers a period of two thousand years. He displays a body armor of the days of Julius Caesar, a 14th century helmet, a pair of 1860 spectacles and 20th century garters.

Gloria Swanson is among those being considered by First National for the role of Josephine opposite Edward G. Robinson in "Napoleon."


Ginger Rogers will have the feminine lead in RKO's "Success Story."

R. William Neil is to direct "Ninth Guest" for Columbia.

Joel McCrea will have the male lead in RKO's "Three Stand Alone."

Edgar Selwyn will start "The Mystery of the Dead Police" at M-G-M in about 10 days. Robert Montgomery and Elizabeth Allan play the leads.

Leon Errol has been signed by Columbia for "Hold Your Temper," two-reeler.

Marion Dix is collaborating with Laird Doyle on "So You Won't Sing. Eh?" at RKO.

Charles Riesner has been picked by M-G-M to direct "Old Hannibal," May Robson vehicle, written by Dudley Nichols and Laran Trotti.

Eleanor Hunt was married in Las Vegas this week to Dr. Frank S. Nolan, Columbia staff physician.

M. C. Leever, who leaves New York daily for the Coast, has arranged for temporary release of Leslie Howard from a contract with Gilbert Miller, stage producer, for whom he was to appear in a New York production. The arrangement was made to allow Howard to work in two more pictures, "Of Human Bondage" for RKO and "British Agent" for Warner Bros.

Sidney Lanfield, who still has a picture to direct for RKO Radio, was assigned by that company to direct the first] ee of the Ulric vehicle, "I Love An Actress."

The White family has a record, in that it can boast of three brothers, who are directors. Jack is a producer-director, while Sam, under contract to RKO, has just completed "Hold Your Temper" for Columbia, to whom he was loaned. Jules is under contract to M-G-M.

Sid Grauman, Carl Laemmle, Jr., Joe Brown, William Keighley, Fanchon and Marco, Samuel Briskin and Herman Spitzel comprise the committee, which is in charge of the entertainment to be given at Grauman's Egyptian Nov. 18 for the benefit of the Los Angeles B'nai Brith. All Johnson, Jack Oakie, Blossom Seeley, Benny Fields, Dick Powell, Jimmy Durante, Alice White, Joe E. Brown and Vince Barnett will be among the performers.

Charles Saxton and Rollie A. Asher are writing an original, which will serve as a starring vehicle for George Sidney and Charlie Murray. The comedy short will be made by Columbia, with Zion Myers supervising.

Edmund Grainger, who produced "Madame Spy," for Universal, will also supervise "American Scotland Yard," for this company.


Cleveland — The Fountain and Memphis theaters, recently acquired by Meyer Fischer, have opened. Dick Lenden, formerly with Associated Theaters, has been appointed manager of the Memphis, and Frank Nolan, previously with E. C. Plani- gion in the Terminal theater, will manage the Fountain.

Cleveland — Victor Wolcott, former owner of the Standard theater, has taken over the Southern, formerly operated by Associated Theaters.

Avon Park, Fla. — H. M. Johnson has been appointed manager of the Avon; the Century house, transferred to Vero Beach. Johnson comes from the Beacham, Orlando.

Brush, Colo. — Ray Katzenbach, former owner of the Whiting theater, Thermopolis, Wyo., has bought the Emerson from John Anderson.

Kansas City — Cole Theater Supply Co. has moved to 1717 Wyandotte.

Tampa, Fla. — Howard Jaudon has been appointed manager of the Franklin, Sparks house.

Palm Beach — Robert Thomas, former manager of the Franklin, Tampa, has been made manager of the Kettler, a Sparks house.

Florence, S. C. — The Colonial, formerly operating as the O'Dowd theater, has been taken over from J. M. O'Dowd by M. F. Schnibben.

Winter Park, Fla. — The Baby Grand theater is being reopened.

Delphos, O. — C. Templin has re- opened the Star.

Malden, Mass. — The Mystic. Ramsdell house, has been reopened under the management of Chet Bent.

Cleveland — H. C. Bissell, Colum- bia branch manager, reports that his office is 65 per cent ahead of sales compared with last year at this time.

Portland, Me. — The Keith Theater is being opened by Abe Goodside with W. F. Freiday as manager on a vaudeville plan.

Merrill, Wis. — A. H. Nugent has resigned as manager of the Cosmo.

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Chief Myers, Indian athlete and ball player, has been signed for M-G-M's "Laughing Boy."

Raymond Hatton has been added to M-G-M's "The Comeback," by F. Hugh Herbert. Others in it include Otto Kruger, Una Merkel, Isabe Jewell, Irene Franklin and Be Lyon, with George Selly to direct.

Charlie Ruggles has signed a new contract with Paramount.

Sarah Y. Mason will do the screen play of RKO's "Age of Innocence."

Patricia Farley will be assigned by Paramount to "All of Me."

William Gargan will appear with Port Kelton and ZaSu Pitts in RKO's "So You Don't Sing. Ehe Helen Cromwell and Willium Hame are additions to "Trigger."

Paramount writing assignment this week include Frank Partos on the screen play of "Good Dame" and "Jared Lamb on "Murder at the Vanities."

Brown Holmes and Warren Du of the First National scenario staff have completed the adaptation of "Heat Lightning," the Leon Abram George Abbott stage play.

One of the high spots in the cele- bration of Hal Roach's Twentieth Anniversary next January will be studio party, at which all screen players who have ever worked under the Roach banner, will appear in costumes which characterize them at that time. Lloyd is brushing up his "Lone Some Luke" outfit for the occasion.

After nine weeks of shooting, th Salient Pictures feature, "Matin Time," is now in the cutting room. Leo Birinski, author and director of the screen play, is supervising the editing. Jeanette Loff is featured in the picture, which was pro- duced by John A. Curtis and Frank Look.

Owen Marks, veteran film editor who cut "Voltaire," "Convent City," "Ever in My Heart" and "The Green Goddess," will cut "Gamb- lady," which will be directed by Archie Mayo.

Gus Mains has completed "Loop My Dear," co-starring Thelma Todd and Patsy Kelly. Many of the scenes for the Hal Roach comedies were filmed at the Grand Central airport, near Glendale.

"Bear Hunting" is the title of a new short film by Earl Pace, at venturous cameraman, for M-G-M; the story is an explanatory remark by Pete Smith.

Albert Payson Terhune's original story, "It Would All Depend," dramatized by Daisy Wolf, has been bought by RKO.
25 MPTOA CLAUSES
ADOPTED IN CODE
(Continued from Page 1)

Kuykendall Declines Samuelson Invitation
(Continued from Page 1)

Harriette Lake Changes Name
Harriette Lake, new Columbia dis- discovery, has changed her name to Ann Sothern.

Ban Saturday Midnight Shows
Youngstown, O.—Midnight shows Saturday nights are banned in an edit issued this week by Mayor Mark Moore.

Starts New Sound Service
Detroit—A new sound and pro-ection service has been established by Clarence W. Marr, formerly with the DeVry Chicago office, under name of Recine Movie Service, with offices at 1321 Drexel Ave.

Show-MAN'S REMINDER
Conduct a monthly service staff fire-drill.

Why Foreigners Like American Films Best
West Coast Bureau of THE FILM DAILY

Hollywood—Having previously explained why American technicians are ahead of Europeans in the production of films, Roy Del Ruth, Warner director, now has supplied a British publication with reasons for the greater popularity of American films abroad.

He says it's because America's life is richer in emotional excitement and in moral, political and economic phenomena of a dynamic nature. There is more raw drama in the everyday life of the American man than in that of any other nation. Del Ruth points out, and as a consequence this is not likely to be surpassed in the cinema field.

Kuykendall's answer is as follows:

"You seem to take exception to any par- ticular statement wherein I ventured to say that I believe the national character of certain self styled leaders was representative of an appreciable number of the members of the United States Association. Of course I had particular reference to the very un- called for and misleading statement in the press a day or so previously wherein so very things were said about the code and the Administration and wherein I was brought into the argument personally by reference to the Administration's answers generally, in self defense, and without any personal feeling whatsoever answered that statement as I saw it.

"In reference to your very kind and considerate invitation to attend a meeting of the Allied Theater Owners of New Jersey I want you to know it is very much appreciated. This I must decline first because of immediate meetings of MPTOA units scattered all over the country and because the two main issues indicated by you could not be settled by these discussions namely that one wherein you want me to prove who are the leaders which I am sure the Exhibitor will settle finally because I find they are be- coming more fully informed as time goes on.

"The other wherein you say that we could clear up once and for all the question of the Motion Picture Code leads me to believe that Mr. Kuykendall has referred to this over twice because I am reluctant to believe that you and any other two discussing this before your unit could possibly settle it. There were some thought in my mind that the Adminis- tration itself, through the Honorable Sol A. Rosenblatt will do the final settling of this code.

"In reference to the third paragraph of your letter I am sure you have extended me this invitation in all sincerity and that every- thing would be arranged for me to have most respectful hearing, therefore I doubt my inability to accept your gracious invitation. Probably in the future we can arrange a meeting of this kind, as I am still mindful of the delightful little time we had together in Chicago wherein we discussed the Standard Optimal License Agreement."

Clark Again Heads Columbus Club
Columbus—M. (R.) (Duke) Clark of Paramount has been re-elected presi- dent of the local Veterans Club for the third term. Russell A. Bovim
is vice-president; J. Real Neth, sec- ond vice-president; Thomas Lawson, treasury E. E. Cherrington, secre- tary; Max Stearn, J. C. Titchen, Leo Henline and Lawrence Burns, directors. Clark was presented with a watch and a portrait was unveiled for him.

Fox Starts Planning Its 1934-35 Program
(Continued from Page 1)

gram will be immediately started. Six films will be launched at the Fox studios between tomorrow and Dec. 1. They are "Woman and the Law," "All Men Are Enemies," "Da- vid Harum," "Fox Folies," "Disil- lusion" and "Coming Out Party."

Release dates are set for Feb. 23, when "All Men Are Enemies" will be released. Six features are in New York released awaiting four in the cutting rooms and "Sleep- 000 East." "Carolyn," "Helga to the Hoorah" and "Murder in Trinidad" and "Lottery Lover" will go into production.

25% of Porto Rican Houses Closed
San Juan—Nearly 25 per cent of Porto Rico's 101 theaters are closed. Twenty-two of the island's 65 wired houses are dark.

ROSENBLATT STICKING TILL JOB'S FINISHED
(Continued from Page 1)

not indicate whether this meant he may eventually practice here. General Johnson was not at his offices all day yesterday, so Rosen- blatt was unable to see him. The film code is still in Johnson's office.

Ernest Schwartz Heads New Indie Unit in Ohio
(Continued from Page 1)

ative meeting of the special organi- zation committee Wednesday evening, was approved. Ernest Schwartz of Cleveland was elected president; Frank W. Huss, Cincinn- nati, vice-president; George W. Eirdman, Columbia, secretary, and Robert Menches, Akron, treasurer. Board of directors consists of 20 exhibitors selected by state sena- torial districts.

Tim Donahue Promoted
Buffalo—Tim Donahue, formerly office manager for Columbia, has been promoted to city salesman. George Ferguson, formerly sales- man, has been transferred to Rochester.

WARNING

It has come to our attention that a "doped" negative of the picture, "Mad Moments of Youth," is being exploited and offered for sale under this and other titles. This is the picture S. S. Millard claims to have originally produced.

The trade is advised that the undersigned are the exclusive owners of the above mentioned picture and said "doped" negative has been wrongfully and unlawfully made. Certain scenes from the above pic- ture are used in our picture, "Guilty Parents."

Distributors and exhibitors will take notice that no person, firm or corporation is authorized to sell, lease, license, distribute or exhibit said photo-play without the express consent of the undersigned in writing.

JAY DEE KAY PRODUCTIONS
Exclusive Sales Agents,
6362 Hollywood Boulevard
Hollywood, California.
1 A 7 E & Locals No. 659, 695, 683, 37
By Herbert Aller, Trustee.
REVIEWS:

Harry Warren

with The Leaders, Gladys Brittain, Marjorie Hines, Margaret LeRoy

Vitaphone

10 mins.

O.K.

Harry Warren, popular songwriter, is surrounded by a drawing room group who participate in singing snatchs from many of his hits, with Warren himself at the piano. A bit of dancing also is worked in. Sums up as a satisfying subject of its kind.

"Here Comes Flossie"

with Ben Blue, Paul Everton and Shemp Howard, Janet Reade

Vitaphone

18 mins.

Amusing

With a farm as locale, this presents some rustic comedy revolving around an old farmer and his thrifty sons. Pop has saved up what he calls a little fortune—a hundred bucks—and has decided to let the boys have fun during their favorite desires, with one lad choosing the cows and another fixing his eye on a prospective wife. Po Flossie, a showgirl, enters the proceedings, and there follows a lot of comedy that fetch a good number of laughs.

"The Mild West"

with Janet Reade, Olive Borden and Lyle Evans

Vitaphone

17 mins.

Fair Hodgepodge

This is a rather curious mixture, starting in an old western saloon, then jumping to a jazz age and face-lifting atmosphere, with a romance between Janet Reade, tenor singer, and Lyle Evans, another singer, holding things together. Olive Borden plays the vamp in competition with Janet, and some chorus numbers are worked into the proceedings. Just fairly entertaining.

"Across the Sea"

(Romantic Journeys)

Educational

Artistic

A picturesque presentation of Hawaii in color that carries all the charm of the romantic island in camera work and interesting narration by Claude Fleming. Exceptionally fine photography. It will exercise a wide appeal, especially the beautiful sequences of tropical fish in natural colors.

"Old King Cole"

(Silly Symphony)

United Artists

7 mins.

Good Technicolor Cartoon

In this color animated the various well-known characters of the fairy books from the Pied Piper down to the Three Blind Mice, come out of their volumes and appear in a sort of review before Old King Cole, who joins in the games like a kid him-

self. After the playing is over, the characters return to their respective books. It's an all-around enjoyable affair.

"Song of Vienna" (Treasure Chest)

Educational

Charming

With music by Robert Stolz of "Zwei Hertzog" fame, and production and photography by Willy Goldberger, this is a little gem of short production, showcasing some Vienna in all its varied charm and splendor. Typical Viennese harmonies and gorgeous photography with subdued and suffused shots nicely varied through all phases of Vienna life as well as the daylight scenes make this class entertainment. It is a charming number.

"Answering the Riot Call" (Adventures of the Newsreel Cameraman)

Fox Movietone

Riot Thrills

Very timely reel presenting graphically the front page stuff with riot demonstrations in all parts of the world and political and otherwise, all off with the radical demonstrations in Union Square, New York. The French Reds rioting with the gendarmes on May Day. Over to China to catch closeups of the Shanghai mobs frantically storming to get inside the International Settlement gate. To Athens, where the Greek soldiers fire point blank into a mob of election rioters. Trouble in Chicago, a radical riot in Denver, and finally the Hindu riot in Bombay, as the native police take a toll of dead and wounded right in the streets. And the Fox cameraman is in the thick of it all, taking closeups and risking his life every minute. It's the Real Thing. It thrills.

"Outposts of France" (Magic Carpet)

Fox Movietone

Unique

A camera trip through French Indo-China, presenting some unique views never before screened. The court dancers are seen in their odd ritual, and a boat race for the king of their village, as well as the daylight scenes make this class entertainment. It is a charming number.

"A Day in Tokyo" (Magic Carpet)

Fox Movietone

Splendid

A highly diverting and picturesque presentation of modern Tokyo, showing the contrast of Western invasions with the old customs of the Japanese city. The photography is beautifully handled. Every phase of the city life is shown in all its colorful variety. A fine narration is given by Ed Thorgesen. This one stands out as an example of a class of picturization of life in a foreign city.

"Conquest of the Air" (Adventures of the Newsreel Cameraman)

Fox Movietone

9 mins

Air Thrills

Thrills in the air, covering air plane adventure around the world. In an Army plane at Kelly Field recording daring stunt flying. Hawaii Air Circus, the International Air Races with Major Doolittle breaking a world's record, stunt flying at Tempelhof, Germany. The army maneuvers, dropping bombs off a rocket ship. A man in war in Oklahoma. Then a superb thrill with parachute jumping off a single plane, wit one person giving you heart stops, as he gets his chute tangled in the plane. The windup is a series of shots of the aircraft, including terrific crackups and general excitement. It's a darb for sensations shots.

"Scouring the Seven Seas" (Adventures of the Newsreel Cameraman)

Fox Movietone

9 mins

Ocean Thrills

Thrilling adventures on the Seven Seas, with marvellous photographic taken under the worst condition in all sorts of stormy weather. Open with the cameraman on a line answering an S.O.S. as a steamer founders in a terrific storm, Burr ing off a British aircraft, a sinking ship, and rescuing all hands. Another ship in the War East destroyed by fire, shipping oil tanks, dives into a series of shots of terrific se storms. The tidal wave at Har low, China. A storm on the Gran Banks. Another in the English Channel. A South Sea hurricane. A typhoon at Rio de Janeiro. New England's storm washing away a fishing village. Plenty of ocean atmosphere, with any number of thrilling moments.

"Gem of the Sea" (Magic Carpet)

Fox Movietone

9 mins

Beautiful

A gorgeous picturization of the beauty spots of Ireland. The camera is unusually close in the annals of the screen. The shots are so delicate and beautiful that the same looks like some dream world. A fine narration and some grand singing of Irish melodies makes this sentimental and delightful shot that will be hard to beat—even by Movietone.
"DESIGN FOR LIVING" with Gary Cooper, Miriam Hopkins, Fredric March, Edward Everett Horton, Paramount 90 mins. DELIGHTFUL ENTERTAINMENT COMBINING SOPHISTICATION WITH MASS APPEAL THAT SHOULD CLICK GENERAL. Practically a new play was written by Ben Hecht from the Noel Coward stage version of his sophisticated comedy of unconventional morals and strictly class appeal comes out on the screen as a double dot to earth comedy that will be appreciated by a more extensive audience. The unconventional theme is still there, to a certain extent, and there is some sophistication, too, but it is all handled in mass appeal fashion. The story is that of a girl artist, Miriam Hopkins, who meets another artist, Gary Cooper, and his playwright pal, Fredric March, and falls in love with both, each for his individuality. Eventually, after becoming successful, they split up and Miriam marries a businesslike old friend, Edward Everett Horton, but soon grows up with his methodical life, and when her two former boy friends turn up again the three walk off together once more. Despite the fact that Lubitsch's deft direction join to make the funny affair very entertaining all the way through.

Cast: Gary Cooper, Miriam Hopkins, Fredric March, Edward Everett Horton, Franklyn Parish, Isabel Jewell, Dewar Magazine, Reader. Director: Ernst Lubitsch; Author, Noel Coward; Adap, Ben Hecht; Cameraman Victor Milner; Recording Engineer, M. M. B. Film Editor, Francis March.

Niles Sees More Gained By Cooperating With Code

Iowa and Nebraska, the two independent exhibitors in this territory. The communication reviews incite the local unit by Allied States Ass'n, along with Lester F. Martin, as a member of its national board of directors. In regard to Martin's resignation, which he voluntarily submitted to Allied Theater Owners of Iowa and Nebraska, the bulletin says that action on the move "depends on the independent exhibitors in this territory." So far there is nothing to indicate that the unit intends to drop the name "Allied," despite demands to this effect from the national exhibitor association.

"HENRY VIII" Bucked Another Cleveland—After playing two big houses in one of the worst snowstorms ever seen here, "The Private Life of Henry VIII," released by United Artists, Darmour, producer of Columbia's Mickey McGuire comedies, "Recognition on the part of the producers of the changing attitude toward the short comedy is causing them to move forward by experimenting with new techniques and particularly with new story-telling methods," says Darmour. "The old formula method of producing, in use when shorts were regarded as merely 'fillers,' cannot exist today. For the problem of the short-subject producer parallels and even exceeds the problems of the producer of features, because the comedy short has a terrific place in the screen cartoon, with its mechanical technique that has little or no limitations in creating comedy."

Darmour finds that after seven years of producing one series, the Mickey McGuire comedies, he has to adopt a different procedure with every new comedy he contemplates producing. He prefers to plan for one comedy, a slapstick affair for the next, or a situation may motivate the happenings.
ANOTHER CLARK GABLE!
A NEW VALENTINO!

This picture will win every award. It is far and away the best of the year. Read the critics in towns where it opened last week!

PITTSBURGH
"The whole picture is simply splendid. It starts right, it ends right. And every moment between is filled with suspense and just about the best natural acting one is likely to see this season. Yes, even from Max Baer. The picture is one of the best productions M-G-M has turned out. It clicks from the start. It tells a believable story. It is superbly mounted. It bristles with fine talent."
-FLORENCE FISHER PARRY, Pittsburgh Press

LOUISVILLE
"One of the best produced film stories of the ring to come out of Hollywood. The love interest is skillfully handled and the climactic prizefight is a nifty, packed with excitement and real ring thrills."
-DAN THOMPSON, Louisville Times

NEW HAVEN
"The most exciting film of today."
-New Haven Journal Courier

ATLANTA
"Max Baer has a simply magnificent presence; he is handsome in a very large way, with the fondest pair of shoulders ever displayed on stage or screen. The picture is amazingly worth seeing."
-O. B. KEELER, Atlanta Journal

WASHINGTON
"I have no hesitation in listing it as one of 1933's most entertaining pictures."
-ANDREW R. KELLEY, Washington Times

COLUMBUS
"Max Baer looks good. He prances before the lens in the leading male role, exuding personality and laughs. He fairly oozes with the 'what-it-takes' to get the feminine audiences."—TOD RAPER, Columbus Dispatch

NEW YORK
"★★★½... Max Baer is the most dazzling figure... in his first movie picture he flashes across the screen with the force of a comet... has good looks, a fine physique... he has a clear, low-pitched voice that is pleasing... particularly to the feminine ear... he has poise and demonstrates his ability to act, sing and dance. He has everything that a young man needs to become a success in the movies... I endorse it as a swell moving picture..."
-KATE CAMERON, News

"...here is a movie natural—one of the most thoroughly entertaining films that have come along in months... I don't remember when I've had as good a time... acting that is unbeatable..."
-WILLIAM BOEHNEL, World-Telegram

YOU'LL BE GLAD
WE TOLD YOU about
Metro-Goldwyn-Mayer's
Surprise Hit — "THE
PRIZEFIGHTER
AND THE LADY"
General Theaters Equipment Settlement Approved

CODE MUST BE ACTED ON IN WEEK, SAYS JOHNSON

Wm. Fox Got $2,000,000 from Harley Clarke in 1929

ayment in Connection
With G.T.E. Probed
by Senate Group

Washington Bureau of THE FILM DAILY
Washington—William Fox received
$2,000,000 from Harley L. Clarke
1929 when General Theaters
equipment acquired assets of sev-
eral small equipment firms. Clarke
realized at yesterday's session of
the Senate banking probe. Fox also
received 25,000 shares of G. T. E.
stock at $30 with a repurchase
creement, Clarke said. Ferdinand
(Continued on Page 3)

T. E. MAY RETAIN
LEW STOCK EQUITY

A plan whereby it may be able
to preserve an equity in the Stock
Equities in Film Securities Corp.,
holding unit for the 600,000 shares
Lew stock to be auctioned Dec.
1929 is being worked out by General
theaters Equipment. This is one
the reasons for adjournment this
week of the hearing on the report
(Continued on Page 3)

Film Standards Raised
by Anglo-U.S. Interchange

Predicting a mutual rising of film
standards through the "hands across
the sea" policy on interchange of
films recently inaugurated at Gau-
mont-British Picture Corp., and Fox,
locals of the two firms held a get-
together luncheon yesterday at the
Canadian Club. Jack Hubbert and
(Continued on Page 3)

Super-in Fan Dancers
West Coast Bus., THE FILM DAILY
Hollywood—Apparently bowing to
the fan dancing craze, Warners will
use current "em—fan dancers in "Fashion
Plate." The costume of each will be
four feathers.

First Division Reaches 65 Per Cent
In Move for National Distribution

U. S. Films May Benefit
From Soviet Recognition

Although the company does not
officially know the details involved
in the Soviet recognition treaty be-
coming negotiated by Litvinoff, a
representative of Aminko last night said
no doubt that the move will bring
about more cordial relations be-
tween the two countries which
would prove beneficial to the indus-
try.

65% of Film Cuts Are in Sound, Says Kan. Censor

Approximately 65 per cent of the
defections made by the Kansas cen-
sors are from sound, says Jessie
Hodges, member of the censor board,
at present in New York on a visit.
Double entendre slapstick comedy
beggars the list of deleted ma-
terial, Mrs. Hodges states, while
least fault is found with the picture
scenes themselves.

Approved of G. T. E. Settlement
Paves Way for Reorganization

With the opening Wednesday of
First Division’s new Boston ex-
change, the company will have 65
per cent national distribution cov-
erage, Harry H. Thomas told FILM
DAILY yesterday. The Boston branch
which is located at 14 Piedmont St.,
is the twelfth exchange to be opened
by First Division and covers the
New England territory. Carl Craw-
dford is manager.

"We mean to go ahead slowly
(Continued on Page 3)

New Seating Co. Formed;
Feinberg Heading Sales

With J. George Feinberg as vice-
president in charge of sales and dis-
tribution and a member of its di-
rectorate, International Seat Corp.
has been formed and has plans for
installing representatives in 12 key
(Continued on Page 2)

RKO Theaters in Ohio
Split in Two Divisions

RKO Theater department has split
its Ohio division into two parts and
now segregates Cincinnati and Day-
ton as one territory and Cleveland
and Columbus as another. I. Lib-
son, former division manager for
RKO, will again supervise Cincin-
nati and Dayton, while Nat Holt
(Continued on Page 2)

No Shaver Successor

Although no official decision has been
reached in the matter yesterday, ex-
pectations were that no successor will
be named to Emil E. Shaver, suc-
cendant of Paramount International Corp.,
whose fennest will take place tomorrow
afternoon. Ralph A. Kohn and John
Hicks also are vice-presidents of the
company.

Film Daily Annual Year Books Are Found
Everywhere In The World.—Adv.

Columbia to Rush Soviet Film

As a result of new relations with Soviet Russia, Columbia has arranged to go
ahead immediately with its Russian picture which has been under contemplation for
some time. Lewis Milestone, director, is being recalled from Europe for this purpose.

Administrator Not Satisfied With Code—Labor
Not Delaying It

BY WILLIAM SILBERBERG
FILM DAILY Staff Correspondent

Washington — General Hugh S. Johnson said yesterday that, al-
though he was not satisfied with the motion picture code, it has to be
acted on within a week. He denied that studio labor provisions in the
code were holding it up, but when asked what exactly did not satisfy
(Continued on Page 3)

MANY CLAIMS DELAY
REVAMPING OF PARA.

Millions of dollars’ worth of
claims, including those filed by the-
other landlords, must be adjusted be-
fore reorganization of Paramount
Publix can be effected. Revamping
of the assets of the bankrupt cor-
poration will include a change of
name, but the Paramount trade-
(Continued on Page 2)

Postpone Hertz Hearing
Until Next Wednesday

Meeting of Paramount Publix
creditors scheduled yesterday at the
office of Henry K. Davis, referee in
bankruptcy, to hear further testi-
mony by John Hertz, former chair-
man of the company’s finance com-
mitee, was postponed until Wed-
nesday. Hertz’ representative stated
that a funeral prevented him from
attending.

Wilmington, Del.—The proposed
settlement of controversies between
U. S. Senator Daniel O. Hastings
receiver for General Theaters
Equipment, and the receivers for
Fox Theaters Corp. and others, was
approved by Chancery Court here
yesterday. There was no opposi-
tion. A counsel representing the
debenture holders committee of Gen-
eral Theaters told the court that
(Continued on Page 3)
Many Claims Delay Revamping of Para.

Revamping of Para. (Continued from Page 1) mark will be continued. Sale of the company's assets will take place at a public auction. Any attempt to refigure when the reorganization will actually take place would involve "the wildest guess," Austin C. Keough said Saturday.

Second Supply Code Draft Is Reported Turned Down

A second version of the motion picture supply dealers' code is understood to have been rejected by the NRA.Seating manufacturers, whose industry was covered by the initial code, have drafted a separate code and will submit it to the NRA administration at Washington next week. About 10 manufacturers participated in its drafting.

Review of Publix Deals

Is Denied by U.S. Court

Efforts to block four Publix Enterprises theater deals failed when the bankruptcy division of the U. S. District Court, New York yesterday denied a motion to review their approval by Referee Henry K. Davis. Attorney Allison Chase represented Irving Trust Co. receivers for the corporation. The motion was instituted by Georgia Realty Co., which sought to nullify deals involving two houses in Knoxville, one in Augusta, Ga., and two in South Bend, Ind.

Jack Meredith Back on Job

Shreveport, La. — After being confined to his home for several weeks by a serious illness, Jack Meredith, general manager of the Saenger-Ehrlich Enterprises, is back on the job and will head the headquarters in the Strand Building.

"Little Women" Release Nov. 25

RKO has set Nov. 25 as the national release date for "Little Women," now playing at the Music Hall. This makes five films to be released during the month. The others are "Aggie Appleyard, Maker of Men," "After Tonight," "Goodbye Love," and "The Right to Romance."

Old Chevalier Film as Short

"Shorts," starring Maurice Chevalier in an adaptation of one of his early films, will be released by Educational as one of its Treasure Chest series. It will have music by James Hanley and Benny Davis, while William K. Wells wrote the dialogue which is narrated by Johnny Woods.

Van Beuren Acquires Travel Films

Several of the travel films filmed by Arcturus Pictures Corp. in the Mediterranean this summer have been sold to Van Beuren Corp. for release through RKO as part of the Vagabond Adventure series. F. Herrick Herrick directed. James Boring, travel agent, plans additional films. A feature story is now in process of being written. Herrick Herrick will continue in charge of production.

Not Submitting Reorganization Plan

Despite reports to the contrary, a reorganization plan for Publix Enterprises will not be submitted to creditors at the meeting scheduled for Monday before Referee Henry K. Davis. THE FILM DAILY was informed yesterday. The session, however, will be adjourned until a later date as no important matters are ready for determination. The reorganization plan can only be submitted after 10 days' notice to creditors.

Philh Warner Club Elects

Philadelphia—John Rouch, manager of the Chevalier, was named new president of the local Warner Club. Other new officers are: Earl Wolf, vice-president in charge of welfare work; John M. Nelson, vice-president in charge of membership; Leonard Schlesinger, vice-president in charge of advertising; J. Ellis Shipman, treasurer, and Miss Hecht, secretary.

ST. CHARLES

ATLANTIC CITY

An Entire Block on the Boardwalk

A new 24-hour spot, with all the attractions of the hotel... Excellent Cuisine... Spacious, sunny rooms... The homelike atmosphere... St. Charles was one of the spots there a delightful memory... Come and enjoy!

Comming and Going

KATHARINE HEPBURN has arrived from coast to coast by plane.

ELISSA LANDI, recently signed by Columbia, arrives in New York tonight from the coast for a brief visit.

MRS. JESSIE HODGES, member of the Kayser Board, is in New York for a visit.

RKO Theaters in Ohio

Split in Two Division

(Continued from Page 1) RKO theaters in Columbus will be shifted to Columbia and Cleveland also under his super-

Para. Foreign Men on Visit Here

Paramount International has revived its former policy bringing in foreign representatives to the home office in New York, regular intervals. Tom Cochran, charge of distribution in Japan, en route to that country as a result of a visit here. William Clark, Australian manager, is on his way to New York, and Fred Lange of gentine is due here Nov. 30.

W. E. Equips Spanish Studios

Madrid—Western Electric equi-

ment is being installed in the new Fonas Studios here. Equip-

ment is the same as that put into the Fonia Roma studio in Rome.
ACTION ON FILM CODE WITHIN-WEEK-JOHNSON

(Continued from Page 1)

him, he said he preferred not to reveal that.

In answer to a question as to whether Colonel Lea held the code up to his consent, he said "Yes." He revealed that while he frequently holds conferences with Colonel Lea, nothing has been discussed on the code between them especially. He said he had not talked to the President about the code since it has been back.

As exclusively reported in THE FILM DAILY last week, studio labor troubles are holding up the code. While the General took the responsibility as far as the NRA is concerned, government departments outside of the NRA, the Federal Trade Commission, has yet to comment on its findings for the NRA.

Regarding the relationship between the NRA and the Trade Commission, the NRA legal department said it was suggesting the following clause in all pending and future contracts: "Nothing in this code shall limit the effect of any adjustment or settlement of any labor disputes or labor troubles by any Federal, State, or local body, or by holding the Federal Trade Commission, or the courts, or the President, or by any other tribunal or body having jurisdiction in the matter of labor disputes or labor troubles in the film industry." This NRA legal interpretation clarifies the relationship between the recovery accord and the Trade Commission act as written in the law itself.

William Fox Received 2 Million from Clarke

(Continued from Page 1)

Peckinpah, counsel for the probe, commented that "there seems to be another Santa Claus in the record."

Clarke's list of expenses in connection with acquiring the equipment units included $100,000 "commission" to H. E. Van Duyne of Los Angeles. More than $72,000,000 of Chase Bank funds were poured into G. T. E. in the move to acquire control of Fox Film, the investigating committee was told.

See Film Standards Raised by Anglo-U. S. Interchange

(Continued from Page 1)

Cicely Courtinlidge (Mrs. Hubert), Gaumont-British stars on vacation here, were guests of honor. Others attending included Arthur A. Lee, executive head of Gaumont-British of America; Lowell V. Calbert, sales manager; N. L. Nathanson, head of the Players Canadian circuit of Regal Films, handling G-B product, and the following Fox of- ficials: W. C. Butcher, Charles C. McCarthy, Dan Michalove, Clayton Sheehan, N. L. Ahern, Spyrus Simons, Josephine Pins, Robert T. Kane and D. A. Doran.

4 for Paramount on B'way

 Paramount will have four pictures on Broadway next week, they are: "The Big Aliby Song" at Paramount; "White Woman," Radio; "Dark Soup," Kibbel, and "Design for Living," opening Wednesday at the Criterion.

G. T. E. SETTLEMENT APPROVED BY COURT

(Continued from Page 1)

the committee approved the proposal. Senator Glass informed the court that the settlement of the controversies would be highly advantageous to the corporation both on its own merits and because a prompt settlement of the issues involved is also necessary before it can be hoped that a reorganization of general theaters can be accomplished.

The proposed settlement provides among other things that General Theaters will transfer to Fox Film stock in Movietone, formerly Fox-Heath Corp., which General Theaters obtained from Fox Theaters in 1931. Fox Theaters will agree not to sue General Theaters and others on certain claims.

55 Per Cent of Country Now Covered by First Div.

(Continued from Page 1)

but surely until First Division will have coast-to-coast coverage and the finest," says Thomas. Other First Division exchanges are now located in New York, Albany, Buffalo, Washington, Philadelphia, Cleveland, Cincinnati, Detroit, Louisville and New Haven. The First Division home office and some of the departments now housed in the First Building will move early next month to the RKO Building in Radio City.

G. T. E. May Retain Loew Stock Equity

(Continued from Page 1)

and petition of Film Securities trustees scheduled for this week and postponed to Dec. 7. The trustees' petition is for the purpose of ascertaining whether they should permit the sale of the stock.

Finishing Father Coughlin Film

Detroit — Golden Arrow Productions, formed as a subsidiary of Shamrock Pictures, is completing production of "The Fighting Priest," a brief life of Rev. Fr. Charles E. Coughlin, radio preacher. Shamrock, headed by B. C. Fassio, also will release some musical shorts to be made by Mirror Productions.
Dorothy Wisk in
"CRADLE SONG"
Paramount
Distinguished Production but rather somber religious theme
relegates it to Limited Appeal.
Although this is a painstaking and very
conscientious production, the story is not
apt to prove sufficiently satisfying from a
mass entertainment standpoint, and con-
sequently it won't give Dorothy Wisk such
a send-off in American Pictures.
It's the tale of a girl who, after hav-
ing been a mother to her brothers and sis-
ters, realizes her dream to become a nun.
A baby abandoned at the convent gate
is adopted by a kindly doctor and placed
in her care. She dotes on the little girl
until the child grows up and shows a
yearning for the outside world—and love
to the evident disappointment of the
man, who had hoped all along that the
child would follow her example and take
the veil. Finally she resigns herself to this
adoption, and 

A LITTLE FROM "LOTS"
BY RALPH WILK
HOLLYWOOD
Robert Edmond Jones has
arrived from the east to spend
four weeks making tests of the new
Technicolor film process. The
Technicolor and to be introduced on
the screen by Pioneer Pictures,
buckied by John Hay Whiteman,
whose product will be released
through RKO.

Lona Andre has been borrowed
by Goldsmith Productions from Par-
amount for a featured role with
Lucille Gleason and Skeets Gall-
ager in "Taxi Dancer" (tentative
title), now in production under the
direction of William J. Coven,
former M-G-M director. Others in
the cast are Warren Hymer, Barbara
Weeks, Laura Treadwell. Eddie
Phillips, Jason Robards, Frank
Parker, Joyce Cord, Erida LaBisson-
iere, Joey Ray, Ernie Adams, Ruth
Clifford and George Guhl. The origi-
nal story and screen play are by
Mary E. McCarthy.

Robert Barrat will appear in
"Tobacco Road" at Warner Brothers.

Richard Dix's baby, Mary Ellen
Dix, one-year-old, is to appear with
her daddy in his next RKO picture.

Columbia has added Arthur Pier-
son, George Cooper, Bradley Page
and Otto Novak before the Mid-
night."  

Reginald Owen has an impor-
tant role in "The House of Rothschild,"
George Arliss' forthcoming picture for
the Joseph M. Schenck-Darryl
Zanuck 20th Century Pictures, to be
released by United Artists.

Filming of "Anthony Adverse" by
Warners is scheduled to start about
the middle of January.

Ricardo Cortez is to be married
soon to Mrs. Christine Lee of New
York.

Henrietta Crossman has been
placed under contract by Fox.

Jack Hess, press agent de luxe,
having been gathering reams of
space for "The Divorce Bureau," which
will be made by Phil Goldstone. He
inserted a small ad in Los Angeles
papers, asking for a "girl with
the bold manner of fashion. A cor-
respondent or with first-hand knowl-
edge of collusive divorce."

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papers, asking for a "girl with
the bold manner of fashion. A cor-
respondent or with first-hand knowl-
edge of collusive divorce."

St. Petersburg, Fla.—Foreclosure
suite has been brought against Paton
Amusement Co., operators of Paton
theater. Suit involves $85,000.

St. Petersburg, Fla.—The Park,
formerly the Paris, is opening un-
der the management of Erwin Reiss.

Flint, Mich. — Palace has added
four sets of vaudeville in addition to
a feature film. New prices of 25
and 35 cents have been set.

Belmont, N. C.—Tate and Sum-
mer are building a theater to be
ready for occupancy in December.

Draper, S. C.—The People's thea-
ter, closed for about six years, is
scheduled to reopen soon under the
management of J. Haley.

Charlotte—A new exchange has
been opened here under the man-
agement of J. U. McCormick and
J. W. Parker, distributing Tiffany,
Chesterfield and Amity product.

Buffalo—Harry Berinstein of the
Berinstein interests has returned
from a trip to New York. 

Elmira, N. Y.—Fred Schewepe is
now manager of both the Colonial
and Capitol.

Canton, O.—O. W. Crouch, until
recently manager of Teledyne, has
been named assistant manager of Loew's
here, succeeding E. C. Colvin, who
continues with the staff of the local
house.

Creston, Ia.—The Iowa theater is
being reopened by the Glenn W.
Dickinson Theater Co. E. Metzger
has been named manager.

Birmingham—The Homewood in
Homewood has been reopened by
Jimmie Thornton.

Boston—Harry Rathner has been
appointed eastern division sales
manager by Principal.

Detroit—The Empress now play-
ing stock burlesque, will revert to
pictures in a week. Louis Chapo-
ton, owner, will take it over from
Fred (Jack) Ballard, who has been
operating it.

Charlotte, N. C.— Bert Adams of
Paramount exchange and Roger
Mitchell of RKO have joined the
Jesters Club, film social group.
Total of 138 Theaters in U.S. Reopened Last Month

FLOOD OF PICTURES ON NUDISM IS IN PROSPECT

Zanuck to Slow Up After Producing 8 in Four Months

Price Wars
...giving too much show value

By DON CARLE GILLETTE

THOUGH it is yet to be determined whether the NRA has power to act in price wars of a destructive nature, the Administration on various occasions has made it plain that this type of competition is contrary to the spirit of the President’s program.

So it would not be surprising if something official or otherwise, were done about it one of these days—particularly if here is continued price cutting instead of price raising.

That includes admission prices.

...in NO line of industry is so much value being given for so little money as in the movie business.

Motion pictures that are superior in entertainment qualities to $4 legitimate stage productions are being offered to the public at the insignificant price of two dimes, or even on their first run.

Talking pictures today are fetching a lower admission scale than the far less expensive and less satisfying silents of years ago.

All because the industry has cut-throated itself down to that level.

...GOOD, clothing and other articles and commodities have been boosted in price anywhere from 20 to 80 per cent within the last few months.

But theaters, except for a few scattered and minor hikes, are still giving dollar shows for a dime.

...IT IS impossible for this industry to do its full part toward recovery unless its commodity in trade is able to bring a reasonable return.

Showmen who cut prices or triple up on plate to the point of forcing competitive theaters and eventually themselves into bankruptcy are traitors to the cause of recovery.

And they are enemies of show business, because nothing cheapens entertainment as much as to undervalue it in box-office terms.

20th Century Producer to Individualize on Five Coming Specials

West Coast Bureau of THE FILM DAILY

Hollywood—Having completed eight features in four months, Darryl F. Zanuck, production chief of the Schenck-Zanuck 20th Century Pictures releasing through United Artists, will drop mass production methods and devote the rest of the season to individual attention on five specials. These include "House of
(Continued on Page 8)

100% CODE OPERATION
NOT UNTIL NEXT YEAR

FIVE more State Legislatures are scheduled to begin special sessions this week with measures affecting the industry in prospect in virtually all of them. Today Oregon goes in session, followed this week by Pennsylvania, Michigan and Maryland, and Thursday by West Virginia.

(Continued on Page 8)

FILM BILLS LOOM IN 5 MORE STATES

Mass. Anti-Censor Bill

Coming Up in January

Boston—Although a special meeting of the state legislature takes place soon, Investigation by FILM DAILY reveals that the bill to end movie censorship in Massachusetts will not be considered before the regular session starting in January.

(Continued on Page 8)

Richards to Submit Plans

For Saenger Bondholders

New Orleans—Two plans, one to release bonds to present bondholders of Saenger Realty Corp., owners of Saenger theaters in New Orleans, Mobile, Hattiesburg and the Paramount, Clarksdale, and the
(Continued on Page 8)

138 Reopenings in Past Month

Reported by Film Trade Boards

Educational Releasing

13 Subjects in Month

In a step-up of schedule, 12 Educational short subjects will be released within the next month by Fox. "Mr. Adam," the first of
(Continued on Page 8)

The Annual Film Daily Year Book Has An
Established Reputation For Facts.—Adv.

RKO MET. CIRCUIT
IN FOR A RECORD

Reports from all RKO theaters in the metropolitan district on Saturday indicated that the circuit will chalk up the highest grosses in its history this week. All circuit houses are playing Paramount’s "I’m No Angel," starring Mae West. The theaters are opening at 9 A.M. and each is giving a midnight showing of the feature. At several of the theaters, police reserves were called out to control the crowds at the preview showings.

Vallee, Harvey and White

Head Film "Scandals" Cast

Rudolph Vallee, Lilian Harvey, George White and Clift Edwards will head the cast of the first Fox edition of George White’s "Scandals," it was announced Saturday by Robert Kane, producer for Fox.
(Continued on Page 8)

Avalanche of Nudist Films

On Way—Having Trouble

In Some States

Capitalizing on the current freak interest in nudism, a flood of features and shorts dealing with this subject is in prospect, a FILM DAILY checkup shows. Sparked particularly by the success of one such picture, "This Nude World," which ran for three months in Chicago, and another picture, "Elysia," which is playing to packed houses on the Pacific Coast, at least a score of similar productions are at present
(Continued on Page 8)

Storm Hits Theaters

Cleveland—Business was off more than 30 per cent in local theaters last week as a result of a big blizzard and a drop in temperature to ten below. Only first-run that made even a dent was Lane’s State, with "Bombshell," and the Allen, with "Henry VIII."

(Continued on Page 8)
Casey to Instruct Studios On Film Code's Provisions

As soon as President Roosevelt signs the film code, Pat Casey, chairman of the producers' studio labor committee, will go to the Coast to familiarize studios with its provisions. His conferences with producers will particularly relate to clauses in connection with 'independent' salaries, agents and contract offers.

P. A. Powers to Start
Color Cartoon Series

P. A. Powers, president of Celebrity Productions, is on his way to Beverly Hills in connection with story and production details on the new series of "Comicolor Cartoons" to be put on the independent market by Celebrity. The shorts will be made in color by the Cine-Color process. The series has been predicted as a possible market realignment, M-G-M's "You Can't Take It With You" being among the projects.

M-G-M Bowlers Meet Monogram

M-G-M's bowling team, which has won four of its six games, will try to clinch it five days against Monogram representatives tomorrow evening at the Capitol Alleys. Charlie Aaron is captain and the team includes Victor McGroy, Eddie Aaron, Malcolm Miller, Frank Spree and Ed Grossman of the home office, and Doug Pick, Lou Allender and August Kubart of the local exchange.

Central Radio System in RKO Bldg.

Installation of a centralized radio receiving system in the 21-story RKO Building at Radio City has been made by RCA Victor. The system provides for 1,200 individual radio receivers operating from a single antenna known as the "tenaplex System," developed by the RCA Victor Camden laboratories. Eventually, buildings all over the country, especially in commercial centers, will be equipped with radio receivers.

Barbara Stanwyck in Bad Flight

Hollywood — Barbara Stanwyck, injured recently when thrown from a horse, is understood to be battling against permanent lameness and possible disfigurement.

Farwell Dinner to 'Razz' Goldstein

Boston — Morey "Razz" Goldstein of M-G-M, a prospective bridegroom, has announced plans for his wedding at the Hotel Brunswick, Dec. 5. Committee includes Chairman Phil Fox, Bill Cudd, Sam Beer, Henry Jack Goldstein, Abe Barry, Aaron Goldstein, Phil Berler, Tom Duane, Abe Weiner, Harry Goldstein, Tom Formytle, Herbert Higgins, Harry Martin, and Chet Grenier.

Quittner Must Appeal by Dec. 1

Dec. 1 is the deadline before which Edwin Quittner, Middletown, N. Y., exhibitor, must file his appeal from the U. S. District Court decision dismissing his anti-trust suit against Paramount. So far the action, although announced some months ago, has not been taken.

Hollywood Cowboys Ask
Classification in Code

Washington — Cowboys and other riding actors in Hollywood are sending Sol A. Rosenberg a petition in support of their request for a specific classification from the Central Casting Office, handling extras. The riders are satisfied with the code, otherwise, they state.

Davenport Orpheum Sold

Davenport, la.—The RKO Orpheum theater and Hotel Mississippi here were purchased at a sheriff's sale for $42,821, to satisfy building costs. Owner has the right to redeem the property within a year. Operation of the theater will continue as usual.

"House on 58th St." for Hollywood

Warner's "House on 58th Street", starring Kay Francis, will follow Paul Muni in "The World Changes" at the Hollywood. The Muni film may be held a fifth week at National's "Havana Widows" opens Wednesday at the Strand.

Coolidge Corner House Under Way

Boston — Progress is being made on construction of a theater at Coolidge Corner by Levenson Brothers.

Nudist Film Packs 'Frisco House

San Francisco—"Elsyia," said to be the nudest nude film yet made, is packing them in at the Strand where it is in its second week.

P. A. POWERS, president of Celebrity Productions, is en route to the coast.

ROBERT KANE, GEORGE WHITE, RAY HENRY, ANDREW DE LELLA, IVING CAESAR, J. W. CUNNINGHAM, RUSSELL MARKERT AND MARIE ORMISTON left Saturday for the coast to start work on Fox's first George White "Scandals."
Only yesterday

a name . . . but big box-office news today . . .
only yesterday a face in the crowd . . . but today the
darling of the Gods . . .
only yesterday a voice . . . but today a thrilling per-
sonality . . .
because this is a business of personalities . . .
and National Scene Trailers running ahead of the pic-
ture, introduces Universal's new name . . . Universal's
new face . . . Universal's new star to a public hungry
for new personalities . . . with actual scenes and actual
dialog . . . samplevues of the new star herself . . .
that's why National Scene Trailers give you the best
word-of-mouth exploitation in the business . . .
that's how sampelvue trailers by

NATIONAL SCREEN SERVICE
sell the stars with showmanship
THE OLDEST and most consistent champion of Eastern Production in a few weeks they will celebrate their Fifth Anniversary... in the East... since this Brooklyn studio established its reputation for the highest grade of product... in which a very tangible way has created new standards in the technique of shorts... especially in the field of one- and two-reel movies. In two and two and a half weeks the producers, directors, and staff men in this division they are eminently supreme... there is nothing emanating from Hollywood that can touch them.

THE CREDIT must go to Harry Warner... for his vision and faith in the ultimate success... he has consistently given General Manager Sam Sax... a free hand... and the budget was always on hand for Sax... to go out and pick his Names that meant something on radio, screen and stage. "Hang the expense," was Warner's slogan, "just so long as you give the public staff something in shorts they can be proud to sell."... and they were... and they did... sales of Vitaphone shorts today... are running fully 50 per cent ahead of this time last year... and the previous year was a record-breaker... so that gives you a slight idea... how was it done?... well, Mister Sax is allowing almost double the previous production... and the entire program... now... it has paid... BIG ask shorts sales manager Newman H. Moray about that.

A BUNCH of veterans are in back of the Vitaphone studios' record... lads who were there when the studio opened... and have never left the payroll... and five years in one studio for practically the entire list of important cogs in the personnel is certainly a record... Experts All.

WE WELCOME the opportunity to give due credit to the bunch who have put Vitaphone shorts up in the front line... and kept them there... there is Eddie Savin, ace studio business manager... Herman Ruby, head of story dept... Ed Du Par, chief cameraman whose work in cinematography has evidenced his genius... Phil Quinn, production manager and assistant to Mister Sax... George Ackerman, permanent assistant director... George Wises up any new director who comes in... and smooths the way for him... the regular staff of directors comprises Joe Henabery, Ralph Staub, Roy Mack.

AND WHAT a set-up of writing experts!... Glen Lambert, Dorian Otvos, Jack Henley, Eddie Moran, Dolph Singer... other regulars with years of experience are Bert Frank, head cutter, Porter Evans, head of sound dept... Dean Cole, head mixer, Richard Willis, head of music dept... Helen McCullough (only femme in the studio production), script girl... Bryan Farley, prop man... Cliff Hess writes all original themes for musicals... Dave Mendez, head of Music Dept... Ray Foster, ranking cameraman next to Du Par... Lee Stuart on casting... Some Gang!

THE INDUSTRY'S DATE BOOK

THE Film Daily

Shor t Shots from EASTERN STUDIOS

By CHAS. ALICOATE

SIG HERZIG, author of the Jesse Lasky production, "The Lottery Lover," has been signed by the Rowland - Brice Productions along with E. Y. Harburg to do an original with music. The feature will go into production in January, Upon completion of "Taxi Lover," the Rowland - Brice organization will start production on the Oscar Hamerstein - Jerome Kern operetta, "Sweet Adeline."

"Them Thay Hils" has been selected as the title of the one-reel "Pepper Pot" comedy, featuring Edgar Bergen, the noted ventriloquist, recently completed at the Vitaphone Brooklyn studio. The story for this was written by Jack Henley and Dolph Singer. Joseph Henabery directed.

"Corn on the Cop" is the tentative title of the script just completed by Glen Lambert and Jack Henley of the Vitaphone scenario staff for Harry Gibbon. The short is scheduled to go into production in about two weeks at the Brooklyn plant.

Sack Gets Exploitation Film

San Antonio - sack Amusement Enterprises has closed a deal with Richard C. Kahn Productions of Hollywood for Texas, Oklahoma and Arkansas rights on "Children of Loneliness," sex feature, which Kahn now has in production. Release date in the Texas territory has been set for Dec. 10, and Sack will send it out as a roadshow.

Eisenstein Film for Loew Circuit

"Thunder Over Mexico," the Sergei Eisenstein film released by Principal, has been booked by Loew's for its entire circuit. This is the first circuit booking of this picture. The Cactus Theater, Chicago, is opening the picture this week. It is being released throughout the country within the two weeks.

The Industry's Date Book

Dec. 4: Kansas City Film Row's Annual Charity Ball, at the Plaza, Kansas City, Frank Harms, M-G-M, manager, chairman.
Dec. 5-6: Annual convention of Allied Theaters of Michigan, Hotel Portland, Grand Rapids, Mich. (Tentative.)
Dec. 7: Lamps Repast, Gambel, for benefit of Lambda Fund, Hotel Astor, New York.

ALONG THE RIALTO

WITH PHIL M. DALY

NEWS OF THE DAY

Saginaw, Mich. - The Gem has been reopened. New owner is Mrs. William Sturges.

Grand Rapids, Mich. - Frank A. Kieaver has taken over the Uptown from H. A. Bird. The house was formerly named the Rivoli.

Detroit - Coliseum, West Side house, is operated by J. Kraus, manager of the Arcadia, owned by the J. D. London circuit.

Watson Remains at Cleve. Hipp. Cleveland - William Watson continues as manager of the Hippodrome, the Warner's downtown house. J. Knox Strahan, who handled Hippodrome publicity when the house was an independent, join Warners here manager of the Elyria, Hambrana, Canton. He succeeds Dick Crugsig, transferred to Sandusky as manager of the Plaza. Lou Warner, also of the old Hippodrome regime, is retained in the Warner exploitation department under Sidney Dannenberg.

First of Liberty Specials Set

West Coast Edition of THE FILM MAIL Hollywood - "Cheaters," suggested by a story by Fanny Heslip Lee will go into production this year, as the first of a series of eight Liberty specials, according to an announcement made by M. H. Hoffman, president of Liberty Pictures. Ade buffington has written the screen story, continuity and dialogue for the film, which will be made at the Culver City studios under the direction of Phil Rosen.

Panama Film Arriving

Costa Rica - Andre Roosevelt, president of Exceptional Picture Corp., has gone to South America with Capt. Eric Heaslip to produce "Penetente," has completed 4,000 feet of under water scenes and has shipped the negatives to Fiteelson & Mayers, New York attorneys for the company. Man of the interior scenes will be taken in Panama's "red light" district.

M-G-M After Cohan for "Wilderness"

M-G-M is still negotiating with George M. Cohan to play the principal role in "Ah Wilderness," Theater Guild hit which it has acquired for filming.

MANY HAPPY RETURNS

Best wishes are extended by THE Film Daily to the following members of the industry who are celebrating their birthdays:

Nov. 20

Robert W. Armstrong
Rosita Dalmar
Elia Beahm

THEFilm Daily

Monday, Nov. 20, 1933
THE 1934 FILM DAILY YEAR BOOK

Will be:

.. Bigger than ever.
.. More attractive than ever.
.. More important than ever.
.. More widely read than ever.

and from present indications
.. Will carry more advertising than ever as nearly 200 pages have already been contracted for.

And this is a rather compelling reflective indication of the permanence and stability of a great industry that has held its head high throughout the greatest depression the world has ever known and is moving ahead more optimistic than ever.
THAT THE COUNCIL RECOMMENDS THAT THE BOARDS OF TRADE OF CANADA AND THE UNITED STATES BE ASKED TO CONSIDER THE POSSIBILITIES OF A GENERAL AGREEMENT TO REGULATE THE FLOW OF MOVIES BETWEEN THE TWO COUNTRIES.

THE COUNCIL FURTHER RECOMMENDS THAT THE GOVERNMENTS OF THE UNITED STATES AND CANADA TAKE STEPS TO MAKE THE MOVIE INDUSTRY A MORE IMPORTANT FACTOR IN THE ECONOMICS OF THE TWO COUNTRIES.

THE COUNCIL FEELS THAT THE MOVIE INDUSTRY CAN PLAY A MAJOR ROLE IN THE ECONOMY OF BOTH COUNTRIES AND THAT IT SHOULD NOT BE LEFT TO THE MARKET TO DETERMINE ITS FUTURE.

THE COUNCIL RECOMMENDS THAT THE GOVERNMENTS OF THE UNITED STATES AND CANADA WORK TOGETHER TO DEVELOP A STRATEGIC PLAN FOR THE MOVIE INDUSTRY THAT WILL BENEFIT BOTH COUNTRIES.

THE COUNCIL BELIEVES THAT THE MOVIE INDUSTRY CAN BE MADE A MORE IMPORTANT PART OF THE ECONOMY OF BOTH COUNTRIES IF THE GOVERNMENTS WORK TOGETHER TO CREATE A LEVEL PLAYING FIELD FOR ALL MOVIE PRODUCERS.

THE COUNCIL FEELS THAT THE MOVIE INDUSTRY CAN HELP TO STRENGTHEN THE ECONOMY OF BOTH COUNTRIES IF THE GOVERNMENTS WORK TOGETHER TO CREATE A CLIMATE THAT IS FRIENDLY TO THE MOVIE INDUSTRY.
By RALPH WILK

DR. HUGO RIESENFEINDELD has arrived from New York under special contract with John A. Curra, general manager of Sallent Pictures, to compose and supervise the recording of the musical background for "Mating Time." Sallent's production manager, Pierre Grady, said the noted composer and conductor has been filling engagements in the east.

George Barbier has been signed by First National for "Journal of Time." Kathleen Byrne, a professional reporter, 28 times, won the job of technical adviser on the picture and the newspapers are now giving columns to an expose of the elusive divorce racket.

George Bricker, who was manager of the Wmica station, New York, for three years, and who is a former Ohio newspaperman, has joined the Hal Roach writing staff.

Regis Toomey is playing the lead in "What's Your Racket?" which is being made by Mayfair Pictures. Toomey is being represented by Ralph Farnum.

Emmett Vogan, Broadway leading man, currently appearing in "The Late Christopher Bean," at the El Capitan, is playing the "heavy" in "Chicken Rancho," a Universal-Summitville-ZaSu Pitts comedy, which William Seiter is directing. As many of the scenes will be filmed at Palm Springs, Vogan has made arrangements to fly back to Hollywood nightly to continue his stage performance.

Dick Powell now gets more fan mail than any other Warner-First National player, the studio reports.

Preston Foster has joined the cast of Warner's "Heat Lightning."

The third comedy of RKO's "Blondes and Redheads" series will start Monday, featuring June Brevis, Grady Sutton and Carol Tevis. Dot Farley, Sam Apel and George Lewis will also be in the cast. George Stevens and Dick Smith wrote the yarn. Stevens will direct.

On Wednesday the fourth and concluding two-reeler of the Ruth Etting series goes before the cam-

“Spencer Tracy, Loretta Young and Borzage—ought to spell busy box-offices for any showman.”

The Hollywood Reporter

THE MOST GLORIOUS LOVE STORY SINCE "7th HEAVEN"!

A Man's Castle

A FRANK BORZAGE Production

with

SPENCER TRACY—LORETTA YOUNG

Screen play by Jo Swerling

From the play by Lawrence Hazard

A COLUMBIA PICTURE

A Screen Guild Picture
ZANUCK SLOWING UP AFTER FINISHING 8

(Continued from Page 1)

100% Code Operation Not Until Next Year
(Continued from Page 1)
ing protection schedules. Territorial systems can be revised, however, if both parties are agreeable to changes, but exhibitor leaders generally consider that the possibilities of such moves are practically nil.

The local grievance boards, however, will begin to operate as soon as their rules are decided upon, following signing of the code by President Roosevelt.

Warner’s Lake Cuts Scale Cleveland—With the opening of the Hippodrome as a Warner downtown first-run Nov. 21, Warner’s Lake will cut its admission scale 5 cents all along the line.

Honorary Pallbearers for Emil Shauer

Educational Releasing
13 Subjects in Month
(Continued from Page 1)
Comedy Special, with Ernest Truex, goes out immediately, with “Frozen Assets,” a new Andy Clyde comedy; “The Last Dogie,” a song hit story, and “Shipwrecked Brothers,” a Terry-Toon. “Song of Vienna,” acquired by Educational for its Treasure Chest series, also is being released immediately. It has music by Robert Stolz, author of the famous “Two Hearts in Waltz Time,” and photography by Willy Goldberger.

Later in the month, “Divorce Sweets,” a Tom Howard comedy, and “Manhattan Lullaby,” song hit story, starring Helen Morgan, will be released. On Nov. 30, “What’s To Do,” a Frolics of Youth, and “Little Boy Blue,” a Terry-Toon, will be sent out. Subsequent releases for the month include “Poppin the Cork,” a musical comedy; “Canyon of Romance,” a Romance Journeys; “The Good Bad Man,” a Coronet comedy, and an untitled “Treasure Chest.”

Richards to Submit Plans For Saenger Bondholders
(Continued from Page 1)
Saenger Theaters, Inc., an operating company, may be presented to the Paramount bankruptcy referee in New York shortly. Understanded to be the work of Receiver E. V. Richards, the plans are reported to be favorable for bondholders.

Vallee, Harvey and White Head Film “Scandals” Cast
(Continued from Page 1)
before departure of a contingent for the coast. Others who will be in the picture include Alice Faye, the Loomis Sisters, Dixie Dunbar and Marie Ormiston, all of stage and radio, plus 25 former “Scandals” beauties and a host of screen names.

Hal Burney Dead Eureka, Cal.—Hal Burney, widely known west coast theater man and assistant manager of the Eureka for some time, died.

Saenger Reopening Mobile House Mobile, Ala.—Saenger will open the Empire here shortly. House is now being redecorated.

FILMS ON NUDISM TO FLOOD COUNTRY

(Continued from Page 1)
ready for release or on the way. Another already shown is “The Naked Age,” while a French-title silent, “March to the Sun,” is among the foreign prints now here, with others understood to be on the way.

Censorship difficulties will keep the pictures out of many localities although “This Nude World,” after being stopped by the police at the Century of Progress, arranged to continue its Chicago run and apparently benefited from the interference. Catch-penny appeal is counted upon as a box-office booster by the majority of the pictures.

Film Measures Loom In Five More States
(Continued from Page 1)
Wyoming convivial. Currently in session are: Delaware, Iowa, Kansas, Missouri, where two sales tax measures, tax on admissions and tax on footpads are pending; Missouri, Massachusetts, New Jersey A 10 per cent admission tax bill is scheduled for consideration by the West Virginia assembly and the Oregon solons will pass on a 5 per cent admission tax proposal.

The gift of everlasting Loveliness

Cécla
NOW PRESENTS THE WORLD’S FINEST CULTURE PEARLS

● In substance and structure...in fire and orient... in form and lustre...in every characteristic that inspires pride in the possession and wearing of pearls...Cécla Culture Pearls and regular oriental pearls are absolute equals! The only difference is in their inception...one is implanted in the oyster by man, the other by accident of nature.

EXQUISITELY MATCHED NECKLACES OF CÉCLA CULTURE PEARLS
$50 to $15,000

Cécla Culture Pearls are also offered in Rings, Earrings, Bracelats, Studs and other Jewel pieces, in modern settings of gold or platinum, set with genuine diamonds.

CÉCLA
NOW AT 608 FIFTH AVENUE AT 49TH STREET, NEW YORK
Adjacent To Rockefeller Center
Film Industry Capitalization Cut by $250,000,000

DEPT. OF JUSTICE DISAGREES WITH NRA ON CODE

RKO Circuit Week-End Take 30 Grand Over Average

Mae West in "No Angel" Chief Factor in Increase

An increase of $30,000 over the average week-end business for the year in RKO theaters was chalked up Saturday and Sunday, when all previous RKO circuit records were broken in an unprecedented total attendance. Mae West in "No Angel" is playing in all New York metropolitan houses, while through the middle-west strong stage shows (Continued on Page 6)

WARNER PHILA. HOUSES UNDER N. Y. OFFICE

Instead of appointing a successor to William Goldman, Warner theaters in Philadelphia and surrounding towns will be operated under the direct supervision of the New York offices, it is announced by Joseph Bernhard, general manager of Warner Theaters. The present Phila office in the Earle building will be continued with Leonard Schlesinger in charge of local matters.

New Four-Day Record Set At Radio City Music Hall

Playing to 97,175 admissions from Thursday to Sunday inclusive, the Radio City Music Hall set up a new four-day attendance record over the week-end with RKO's "Little Women."

A. C. SCHMIDT NAMED MIDWESCO TRUSTEE

Milwaukee—A. C. Schmidt was appointed trustee of Midwesco Theaters, succeeding the late J. J. Goetz, at a meeting of creditors held yesterday before F. C. Westfahl, Jr., referee in bankruptcy. Other routine business was also taken up at the meeting.

Charles de Grandcourt Entering Production

Charles de Grandcourt, who recently resigned as head of the editorial department at National Screen Service, plans to enter the production field. He is now completing arrangements in New York, with his initial picture scheduled to start shortly on the coast. de Grandcourt intends to utilize some new audience-appeal slants derived from his extensive experience with (Continued on Page 6)

GOLDWYN COMPLETING LINEUP BY APRIL 1

Samuel Goldwyn will complete his program of five features for United Artists release by April 1. He has already delivered "The Masquerader" and "Roman Scandals," and this week will finish "Nana," "Barbary Coast" goes into production about Dec. 1, followed by "Wizard of Oz" in February.

600 Additional Contracts Signed This Year by "U"

Universal has signed 600 more exhibitor contracts since Jan. 1 than were signed for the first eight months of 1932. James R. Grainger told THE DAILY FILM yesterday, "By the end of the year we will have at least a 30 per cent increase in sales over last year," he said. Twenty-six Universal features will be either completed or in progress (Continued on Page 6)

ROXY BOOSTS SCALE; "U' FILM HOLDS OVER

In the face of a 10-cent increase in Saturday and Sunday scale, putting it up to 65 cents, the original Roxy played to approximately 75,000 for the four days with Universal's "Invisible Man," Irving Lusser told FILM DAILY last night. The picture is to hold over for at least another week. Only four of other pictures have played to bigger week-end business in the history of the (Continued on Page 6)

Frank Cambria J oins Capitol Stage Staff

Frank Cambria has been signed by Louis L. Sidney as associate producer with Arthur Knorr at the Capitol. He takes up his new duties immediately. Cambria for years was a leading presentation producer for Publix theaters.

$250,000,000 Written Off By Film Companies in '32-'33

Capitization of the film industry has been reduced by more than $250,000,000 in the past two years, it is shown in statistics being compiled for the new Film Daily Year Book. This cut, which brings the industry's capitalization below $1,750,000,000, took place almost entirely in the last two years. Among the major slams was the reduction in stated value of Fox Film (Continued on Page 6)

CIVILIAN CLUBS MOVE FOR BETTER PICTURES

A motion that the 150 or more Civilian clubs in America be asked to support only pictures that are considered morally wholesome was made after a two-hour discussion at the 12th annual convention of the Carolinas district meeting of Civilian clubs. Another (Continued on Page 6)

"Dizaed" vs. "Rothchild"

Approximately 400 bookings already have been obtained by Warner-First National on its release, "Dizaed," it is understood. Reports reaching New York from various territories indicate some exhibitors are buying the picture to play in opposition to "Rothchild," which Darryl Zanuck is making for United Artists.

Now in Preparation—Out in January The Film Daily Year Book of 1934—Advt.
Industry Capitalization Reduced to $250,000,000

(Continued from Page 1)

stock, which changed the company’s assets from $192,524,312 three years ago to $124,061,589 this year, and which resulted in actions by Warner Bros., resulting in assets being placed at $169,791,058 this year, against $200,185,444 in 1930, and change in the RKO total from $91,163,087 to $69,799,219. To Columbia, on the other hand, with a small capitalization shows an increase in assets over the same period, having $8,612,499 at present, against $5,759,650. Lowey shows only a slight change, the present figure being $123,697,591, against $123,633,792 in 1930. Revaluations of Paramount and other organizations, as well as scattered unlisted assets, will add considerably to the total.

Charles de Grandcourt

Entering Production

(Continued from Page 1)

N.S.S. Theatre has been analyzed the angles of more than 5,000 features over a period of 10 years. De Grandcourt also is a director of the Playhouse Operating Co., where he is at present making his headquarters.

New House in Monticello, Ind.

Monticello, Ind.—The Lakes Theatre, new house built by Frank Knapp and John M. Hraban, has succeeded the old Strand there. It was opened a little over a week ago with gala ceremonies. The “Monticello Herald” ran a special four-page section in honor of the occasion.

J. M. O’Dowd Quits Show Biz

Floridan Theatre Co., founded by J. M. O’Dowd has leased the O’Dowd Theatre here to M. F. and G. E. Schnibben and will thereafter devote his entire time to “The Morning News.”—O’Dowd has been in show business since 1908. He built the present house in 1919. In 1920 he sold out to Barney Martin, who ran it for 14 years. Martin ran it for improvements and reopened it Christmas Day as the Carolina.

George O’Brien Gets Offers

Hollywood—George O’Brien, whose contract with Fox expires in six weeks, is understood to have received offers from Paramount, RKO and Universal, O’Dowd is understood to want him for “Three Came Unarmed,” and Paramount for “Lives of a Bengal Lancer.” O’Brien’s last for Fox is “Heir to the Hooah!”

Kidnapping Expose Film at Harris

“Hot Money,” an expose of the kidnapping racket, opened yesterday at the Harris, 4226 N. Clark St., an legitimate house. It is a film record of the sensational Ursula Kidnapping case which took place in Chicago. The victim, a Walt, the death-blow to the kidnappers, playing a prominent role.

Joseph Kinsky Joins Publix

Milwaukee—Joseph Kinsky, formerly with Fox Midwestco as manager of several local houses, has been named field representative for Paramount Publix theaters, including 227 houses in Iowa, Nebraska and Illinois.

600 Additional Contracts Signed This Year by “U”

(Continued from Page 1)

by Feb. 12, with training beginning 10 on the present schedule ready for production in March and April. Release dates have been set to March 12. Universal studios will not close this spring. The new line-up will start immediately upon completion of present programs. Associate producers now working under Carl Laemmle, Jr.’s, supervision are Henry Hecht, Eph Asher, Sterling Bergerman, Edmund Grainger and Benny Ziedman.

Margaret Sullivan, who has been signed by Universal to a seven-year contract, will appear next in “What Now?” which Franklin Borzage will direct.

Al Jolson to Retire

West Coast Bureau of THE FILM DAILY

Hollywood—Upon completion of “Wonder Bar” for Warners, Al Jolson will retire, he definitely announced by the character of a “tucked away and a wonderful wife” (Ruby Keeler), the comedian says he’s had enough of fame and wants to enjoy life.

Harry L. Knapp Dead

West Coast Bureau of THE FILM DAILY

Los Angeles—Harry L. Knapp, former member of the Pennsylvania censor board and for 40 years in charge of the theater page in the “Philadelphia Inquirer,” died here Saturday.

Reopening Garden, Chicago

Chicagoland, W. F. part owner of the Family theater, Gary, Ind., has taken a ten-year lease on the Garden and on Nov. 30 will install a vaudeville feature, a half dozen acts booked through Dick Hoffman.

Wm. Exton to Madison, Wis.

Madison, Wis.—William Exton, manager of the Garden in Madison, for the past four years, has been named manager of Warner’s Capitol here, succeeding Harry J. Corbett, who has returned to Chicago.

Burr Cline Joins Warners

Oshkosh, Wis. — Burr W. Cline, formerly with Paramount Publix in Mitchell, S. D., has been named manager of Warners’ Strand here. He succeeds W. L. Hendrickx, shifted by Warners to Memphis.

New Spands Manager in Palm Beach

Palm Beach, Fla.—R. R. Thomas of Tampa has been appointed city manager of the Spands’ managers. He succeeds M. F. Estes, who continues as manager of the Pico. Spands has closed the Rialto, West Palm Beach.

Birmingham Bars 2 Nudist Films

Birmingham—Two nudist pictures, “Back to Nature” and “Elysia,” have been barred by the local censor, and the excising of all picturing of nude female bodies.

FINANCIAL

NEW YORK STOCK MARKET

Net High Low Close Change

Am. Soc 84 84 84 84 +1 1
Columbia Picts. 29% 23% 22% 21% +1 1
Con. Fm. Ind. 3% 3% 3% 3% +1 1
Con. Fm. Ind. 5% 5% 5% 5% +1 1
Est. Kodak 72% 72% 72% 72% +1 1
Est. Kodak 72% 72% 72% 72% +1 1
Fox. Fm. 14 14 14 14 +1 1
Lans. 31% 31% 31% 31% +1 1
do pfd. 68 68 68 68 +1 1
Paramount cts. 14% 14% 14% 14% +1 1
Paramount do “A” 11% 11% 11% 11% +1 1
RKO 2% 2% 2% 2% +1 1
Wanner Bros. 6% 6% 6% 6% +1 1
NEW YORK CURB MARKET

Technicolor 11% 11% 11% 11% +1 1

Mr. Walton as Tri-State Sec

Memphis—Mrs. Alma Wall has been unanimously elected Secretary of the M.P.T.O. of Arkansas, Mississippi & Tennessee at the recent convention held here recently. Mrs. Wall has a wide experience with the state and as secretary of the Memphis–Little Rock Film Board Trade for a number of years.

Coming and Going

SIDNEY R. KENT returns to New York fr European vacation, leaves for Thanksgiving.

WALTER WINECHEL has returned to New York from Miami.

GEORGE BARTHELEMA and MAURY COHANE promoted to Production assistants.

SAM BERSKIN, GEORGE BROWN GREGORY RATOFF arrive in New York from the Coast.


WARREN WILLIAM, Warner player who has been on vacation in the East, will leave to work for Hollywood on Thursday with Mrs. Walter.

ANDY SMITH, Warner sales executive, is on an extensive trip around his territory in the East and Canada.

JAMES R. GRAINGER returned to New York from a week of visits in the mid-west of France.

MARIAN MARSH and ELISSA LANDI arrived from the coast, yesterday.

J. H./setup to make a new film with Sylvia Sidney as star.

DOROTHY DELL left New York for Hollywood to make her first Paramount picture with "Musical Romance.

HERBERT T. SIBLEY, Buffalo attorney for distributors, is in New York for a week.

SIDNEY SALKOW is due in New York next week from the coast with a new play, “Last of the Lancer,” by Mike Simms, Bernard J. Galter, producer.

DAVID SARNOFF, LEWIS MILESTONE and RAYMOND KEELER arrive in New York on the Ile de France of the French Line.

FitzPatrick to Make

12 More for M-G

James FitzPatrick will produce 12 one-reel "Travelers" for M-G for 1934-35 release. Shortly aft the first of the year he will lead New York for abroad to continue production. FitzPatrick next week begins “Life Tschakovsky,” first subject in M-G’s “Musical Romances” series, a production scheduled at the F. New York studio.

Bombay’s New De Luxe House

Bombay—Ranking as one of the finest modern theaters in the East, the new theater is being opened by Globe Tatars, Ltd., circuit headed by H. Sidhwa and K. A. Kooka as Jol. Ben, both of whom are members of the late General’s staff. The house specializes as a premiere house, a bar and soda fountain, as well as an undergroun parking space.

Mrs. Walton at Tri-State Sec

Memphis—Mrs. Alma Wall was unanimously elected Secretary of the M.P.T.O. of Arkansas, Mississippi & Tennessee at the recent convention held here recently. Mrs. Wall has a wide experience of the state and as secretary of the Memphis–Little Rock Film Trade for a number of years.
TAKE OFF YOUR WHISKERS!

RUSSIA is RECOGNIZED!

And of course the smart showman is bringing his program up-to-the-minute with the authentic subjects:

MOSCOW, THE HEART OF SOVIET RUSSIA

LENINGRAD, GATEWAY TO SOVIET RUSSIA

One Reel Each! Inside Stuff! Positively the real McCosky!

"He doesn't make just scenics! He puts ideas into them."

FITZPATRICK TRAVELTALKS

Metro-Goldwyn-Mayer Class!
SAMUEL GOLDFYN’S production of

RONALD COLMAN
in
The Masquerader
with
ELISSA LANDI

CHARLES LAUGHTON
in
THE PRIVATE LIFE OF HENRY VIII

Directed by
ALEXANDER KORDA

JOSEPH M. SCHENCK presents

Walter Winchell’s
BROADWAY THRU A KEYHOLE

A DARRYL F. ZANUCK Production
with
CONSTANCE CUMMINGS • RUSSELL COLUMBO
PAUL KELLY • BLOSSOM SEELEY
GREGORY RATOFF • TEXAS GUINAN
EDDIE FOY, Jr. • FRANCES WILLIAMS
ABE LYMAN AND HIS BAND
Directed by LOWELL SHERMAN

20TH CENTURY PICTURE

WHAT BUSINESS THEY’RE DOING!

IT’S A BANNER YEAR
for thousands of theatres
now playing these smash hits
PAUL ROBESON
in Eugene O'Neill's
EMPEROR JONES

JOSEPH M. SCHENCK presents
WALLACE BEERY
GEORGE RAFT
JACKIE COOPER
in THE BOWERY
Krimsky-Cochran production

JOSEPH M. SCHENCK presents
GEORGE BANCROFT
in BLOOD MONEY
A DARRYL F. ZANUCK Production
with FRANCES DEE
CHICK CHANDLER
JUDITH ANDERSON
BLOSSOM SEELEY

20TH CENTURY PICTURE

HIT AFTER HIT!
AND THAT'S ONLY A STARTER!
PLENTY MORE ARE COMING!

Released thru UNITED ARTISTS
DEPT. OF JUSTICE DISAGREES ON CODE

(Continued from Page 1) a report was submitted to General Hugh L. Scott with a copy of it going to Deputy Sol A. Rosenblatt outlining the points on which the department did not agree. Objection was made to the Code Authority, the Clearing and Zoning Boards and the Grievance Boards as set up in the act, as well as objections to the boycotting of exhibitors made possible under code provisions. The Administration of the code as set up was declared in violation of court decisions and the boycott provisions are distinctly anti-trust laws, there being no need for penalties other than those contained in the recovery act itself, the drawback department, plans to put to the Clearing and Zoning Boards it was stated their administration was contrary to the decision in the Youngela case and that the membership of all the boards was contrary to their findings as well as the principle of all the boards themselves. Objection was also made to some omissions in the code. What effect that department will have on the code could not be learned last night.

Roxy Boosts Scale; “U” Film Holds Over

(Continued from Page 1) motion was made to have Dr. M. L. Townsend, chairman of the board of directors of the organization, call on President Roosevelt to use his influence for better films.

Exhibit at Loew’s Ziegfeld

An exhibition of architects’ plans for the development of Bryant Park, submitted in a competition conducted by the Architects’ Emergency Committee, was held yesterday afternoon at Loew’s Ziegfeld Theatre, managed by Miss Chelle Janis.

Bertram Bloch in Stage Venture

Bertram Bloch, head of the M-G-M Stage Department, has a major hand in some Broadway stage production in association with Sidney Phillips.

Universal Signs Chester Morris

Hollywood—Universal has signed Chester Morris to a three-year contract. He will make three pictures each year.

“Henry VIII” Breaks Alcide Record

Philadelphia—The box-office record of “Henry VIII,” United Artists release, broke the house record for the Alcide Theatre here last Saturday.

Theater Changes Reported by Films Board of Trade

(Continued from Page 1) were the attraction, with the out-of-town theatre series being broken down by the house records in the majority of situations. These receipts are exclusive of the Radio City Music Hall, not counted as a circuit house.

John O’Brien Dies

New Brunswick, N.J.—John O’Brien, vice-president and business agent for the L.A.T.E.S., died Saturday as a result of injuries received in a fall.

New Theaters

SALT LAKE CITY—Playhouse.

VIRGINIA

Changes in Ownership

GALAX—McCombs, transferred to J. E. Givens, to J. R. Martin.

TENNESSEE

Changes in Ownership

REDDICK—Ritchie, transferred to R. W. Woods, to W. J. Bowers.

SHORT—Henry, transferred to J. H. Martin.

UTAH

Changes in Ownership

WICHITA—W. R. Young, transferred to M. C. Kimball.

WEST VIRGINIA

Changes in Ownership

BUCKHAN—Hymes, transferred to Buxton Amusement Co. by H. M. Hymes, to Logan (formerly Captain), transferred to F. F. Nix.

Cincinnati—Circus, transferred to B. J. Johnson by D. C. Millard, to W. J. T. Johnson by D. C. Millard.

Changes in Ownership

DALLAS—Felder, transferred to E. E. Adams, to W. W. Wolf.

FT. WORTH—Littrell, transferred to E. E. Adams, to W. W. Wolf.

TEXAS

Changes in Ownership

DALLAS—Carter, transferred to E. E. Adams, to W. W. Wolf.

CARROLLTON—Garrett, transferred to E. E. Adams, to W. W. Wolf.

CARROLLTON—McLain, transferred to E. E. Adams, to W. W. Wolf.

ROKU WEEK-END TAKE

JUMPS 30 GRAND

(Continued from Page 1)
A Little from "Lots"

By RALPH WILK

HOLLYWOOD

RALPH BELLAMY has been
signed for three more pictures by RKO. The first will be "Sweet
Chapel." "

Jackie Coogan is reported return-
ing to films in an independent production
planned by L. A. Allen. Jackie will do his picture work be-
tween school periods. First vehicle is titled "Love in September."

Al Boasberg is a director again, handling "Reformation," two-reel
musical in Technicolor, for M-G-M.

Francis Lederer has com-
pleted "Man of Two Worlds" for RKO. Elissa Landi plays opposite him.

Paul Hurst and Dorothy Wel-
bert have been assigned to "The
Comeback," while Ruth Channing makes her first appearance in
"Laughing Boy," both M-G-M pictures.

J. Walter Ruben will direct
RKO's "Success Story," with Col-
leen More and Ginger Rogers.

Isabel Jewell has been receiving
congratulations from critics who at-
tribute her previous showing in Un-
iversal's "Counselor-at-Law," in
which she appears with John Barry-
more.

Gregory La Cava is the latest
prominent director to turn farming.
Following the completion of his 20th Century picture, "Gallant
Lady," in which Ann Harding stars, in Cava secured an option on a 20-
acre farm in Lankershim which he now intends to purchase.

Libson Making No Changes
Cincinnati—Lee Libson, who has
again assumed control of RKO
houses in this city, says he has no
personal changes other than
Arthur Frudenberg succeeding Nat
Holt, who takes charge of the Clevel-
dand division.

Virginia Deletions Fewer
Richmond—Fewer deletions are
being made in films as the weather gets warmer. In earlier years,
during the summer months, when record-breaking cuts were made, ac-
cording to Richard C. L. Moncre, director of the Virginia censorship
division.

St. Louis Theatrical Ball
St. Louis—Harold "Chick" Evans, pre-
ident of the Variety Club, an-
nounces that the Thursday Ball
will be revived this year, with the
event taking place Dec. 8 at the
Arcadia Ballroom.

Globe Stench-Bombed
Exhaling of a stench bomb at the
Globe Theatre Sunday evening
caused part of the audience to leave
the theater.

SHORT SUBJECTS

Mickey Mouse in "Mickey's Nightmare"
United Artists 7 mins.

Swell

After Mickey has said his prayers
and crawled into bed, his dog Pluto
sneaks in beside him and pro-
cedes to kick Mickey. This time,
when Mickey.ss列入 dashed to his bed,
he is kissed by Minnie, and he sees
himself married with about two dozen
kids who turn the house upside
down. Then he wakes up, realizes
it was a dream, and rejoices that
he is single. An excellent subject
in the animated cartoon line.

"Screen Souvenirs" (No. 3-1)
Paramount 10 mins.

Highly Amusing

Starts of the notorious depicting
some oldtime bar-room harmony,
followed by a 1905 football game,
some glimpses of Lillian Gish and
Haddon B. Walthal's "Fifteen Year
Bill of a Nation" stars, a 1909 auto
parade, and then the usual melodrama,
this time titled "Her Sinking Past,"
made funnier by the humorous
remarks of the commentator. A good
novelty for any bill.

"Umpa"
with Jack Osterman and Gloria Shea
Columbia 20 mins.

Good Musical

A generally entertaining musical
comedy which gets its title from a
rather nonsensical play on the ex-
pression "Umpa," which occurs over
and over again in ditties and dia-
logue. Jack Osterman, usually iden-
tified with wisecracking master-of-
ceremonies routine, here plays a
role with Gloria Shea opposite him.

Light romance, some comedy bits,
singing, dancing and a few flashy
ensemble numbers are embraced in
the picture, which is played with a
result in pretty good entertainment.

"Hot Money"
Jamieson Films 27 mins.

Real Life Drama

A reconstruction of the famous
Charles Urschel kidnapping case.
The highlights of the entire case are
presented, with actual scenes of the
operation of the kidnapping gang
right through to the time of their
capture, trial, and commitment to
prison with life sentences. The ac-
tual trial scenes are presented, with
accounts of the notaries, police
Bailey, George Kelly and the three
Shannons. The courtroom scene is
very dramatic with the impressive
address of the district attorney as he
sentences the prisoners to life
imprisonment. Where they go for
the remainder of their natural lives,
this one has plenty of kick.

Warner House Books "Sweetheart"
Monogram's "Sweetheart of Sig-
ma Chi" follows freely into The
Warner Metropolitan, Washington,
beginning Dec. 8.

SHORT SHOTS from EASTERN STUDIOS

By CHAS. ALICOATE

PAULINE FREDERICK has been
added to the cast of "The Social
Register," starring Colleen Moore
and which Marshall Neilan is
directing. As the first fea-
ture of the newly formed Asso-
ciated Film Producers Corp. for Co-
lumbia release, Charles Wintinger,
veteran stage actor who has the
principal character role opposite
Miss Moore, is the nationally popu-
lar Captain Henry of the radio
version of "Showboat."

Dolph Singer of the scenario staff
at Warner's Brooklyn studio has
started work on the script for "Cam-
era Speaks!" a one-reel Vitaphone
"Pepper Pot" novelty.

"Yawning, Moon and Night" is
the working title of the script just
completed by A. Dorian Otvos and
Eddie Moran, which will feature Abe
Lyman and his orchestra in a
Vitaphone short to be made at the
Brooklyn studio. Joseph Henabery
will direct.

Production on "Hot n' Bothered,"
tentative title, starring Ethel Wa-
ters, has started at the Fox Motion
Picture studio under the direction of
Leigh Jason, for RKO release.

Lee Stuart, casting director at the
Brooklyn Vitaphone studio, and his
able assistant, Milton Singer, in be-
tween their regular duties, have
lined up a variety of talent for the
show which Warner Bros., under the
direction of Paul Florenz, will put
on for the inmates of Sing Sing
Thanksgiving Day. Among those
who are scheduled to appear on the
program are the Vitaphone chorus,
Ben Blue, Brook Allen, Leo Carrillo,
Nancy Carroll, Janet Read, William
O'Neal, Dawn O'Day, Minor and
Boot and others.

Julie Chandler, Broadway stage
actress, has been cast as the femi
nine lead opposite Moran and Mack
in the new Educational comedy
completed Sat-

Al Selig on Leave
Al Selig of the Warner-Fox Na-
tional exploitation department is
taking a leave of absence, returning
to the force about Jan. 1.

Warners Reopen Okla. City House
Warner Brothers opened the Midwest,
showing "Footlight Parade" as a starter.
Ready-Made Audience
20 Million Radio Fans
7 Million Readers Daily

TOWER PUBLICATION TIE-UP WITH WINDOW DISPLAY IN 1,968 WOOLWORTH STORES

THE MOST SENSATIONAL SERIES OF BOX OFFICE FILM SHORTS EVER PRODUCED

EDWIN C. HILL
NEWS COMMENTATOR EXCLUSIVELY IN "THE HUMAN SIDE OF THE NEWS"
TWO OF THE SERIES NOW READY FOR SCREENING
WORLD PREMIERE SHOWING--RADIO CITY MUSIC HALL
BOOKED SOLID BY LEADING CIRCUITS EVERYWHERE

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CHICAGO • ATLANTA • ST. LOUIS • DALLAS • LOS ANGELES
MILWAUKEE • SAN FRANCISCO • PHILADELPHIA • MINNEAPOLIS • DETROIT
Code Status Discussed at Wis. M. P. T. O. Meeting

ROOSEVELT WON'T TALK CODE WITH SCHENCK, CANTOR

Publix-Goldstein Close 50-50 Deal on 17 N. E. Houses

Film Figures

... facts and fancies

By JACK ALICOATE

Once again we are in the geographical center of a tornado of cinema facts, figures and fancies. It is our annual editorial spree into statistics, data and information for the coming 1934 Year Book of Motion Pictures. Picked at random from what seems to be hundreds of interesting items we find that the average admission price so far this year is 23 cents, as against 35 cents in the boom period. That films from these good old United States take up 70 per cent of the screen time of the world. That movie attendance is now about 60,000,000 weekly, as against a high of 100,000,000 and a low of 40,000 for the past four years. That industry stock is worth a cool million. And so it goes. Miles of it. You'll find it all in the Year Book.

NRA CHECKING UP LABOR VIOLATIONS

On complaints that some independent exhibitors are working their employees 52 hours or more weekly, alleged violators have been ordered to appear today at the local NRA headquarters, where the NRA Compliance Board will review all exceptions granted before the Board began to function. Grover A. Wham

Monogram Program

One-Third Finished

One-third of the Monogram program for 1933-34 has been completed, with nine features now finished, stated President W. Ray

Wis. M. P. T. O. Hear Code Talk; Sol Rosenblatt to Speak Today

New Jersey Allied Unit Weighs Part-Time Closing

Following a meeting of Allied Theaters of New Jersey, at which depressed business conditions were discussed, President Sidney E. Samelson last night declared that many

President Won't Interfere While Code Draft is in Preliminary Stage

Warm Springs, Ga. — President Roosevelt will not talk on the motion picture code or other business matters with Joseph M. Schenck and Eddie Cantor, who are visiting him here this week, he said yesterday. The President said he agreed to see the film men only on the understanding that they would not bring up industrial matters. His position on the film code is that it is in the hands of the NRA and he will not interfere while the draft is in the preliminary stage.

GEN. JOHNSON MUM ON CHANGES IN CODE

Washington Bureau of THE FILM DAILY

Washington — Stating only that the code will be revised, Gen. Hugh Johnson, who leaves tomorrow for Warm Springs, Ga., to pre-

William Fox Subpoenaed To Take Stand Tomorrow

Washington Bureau of THE FILM DAILY

Washington — William Fox has been subpoenaed to appear tomorrow before the Senate bank investigation committee to give testimony in connection with the financing of General Theaters Equipment. Fox's testimony will conclude the G.T.E. case.

Halt Free Admissions

Kansas City — Aroused because the Fox Apollo gave away free admissions at corners, and from autos, while the Fox Rockhill had a coupon allowing holders to get admission for 10 cents to pictures still in the 25-cent and exhibitors protested to Fox officials and the matter has been satisfactorily adjusted.

By FILM DAILY Staff Correspondent

Milwaukee — An outline of the history of the film industry code by President Ed Kuykendall of the M. P. T. O. A. was the highlight of the opening session of the annual convention of the M. P. T. O. of Wisconsin & Upper Michigan being...
Securities Act Delaying
Public Reorganization

Study of the National Securities Act, passed by Congress last Spring during the depression, caused by securities, is an important factor in holding up reorganization of Public Enterprises, The Film Daily learned yesterday. Attorneys for the receivers are endeavoring to determine whether or not provisions of the law are not being applied, as in some cases, such as contemplated in connection with rehabilitation of assets of the company. According to one legal opinion the act has no jurisdiction over certain phases of receiver-ship.

Mobil Enterprises controls the stock of 74 subsidiaries, which, in turn own approximately 55 affiliates engaged in operating theaters.

Rosenblatt Defended
By I. A. T. S.

Replied to attacks made in some quarters, upon Deputy Administrator of the Office of Reorganization, Leo A. Rosenblatt, the I. A. T. S. of the New York Weekly said he believed the current issue of its house organ in which it describes him as "hard-working, careful, conscientious.

Under the code "labor in general will lose some minor privileges," it was stated. The article continues: "Frankness compels the statement that it (the code) is neither perfect nor an instrument of terror or brutality."

"The code may be right or wrong. But it is manifest that our code reads good enough to impress such careful and keen labor spokesmen as William Green, president of the A. F. of L. and other international leaders, states the paper, which refers to the film industry code as "one of the outstanding codes for labor in the country."

Indies Discuss Percentage

Percentage deals were discussed at a meeting of the Independent Theater Owners of New York at the Astor yesterday, and the subject was handled in a completely routine business. In the absence of President Harry Brandt, who is ill, Leo Brecher presided.

The INDUSTRY'S DATE BOOK


Dec. 9: Kansas City Film Row's Annual City Ball, held at the Plaza Hotel, Kansas City, Mo. Frank M. Nelson, M. G. M. manager, chairman.

Dec. 10: Annual Convention of Allied Amusements of the Northwest, Seattle.

Dec. 5-6: Annual convention of Allied Theaters of Michigan, Hotel Portland, Grand Rapids, Mich. (Tentative.)

Dec. 17: Lasker Screen Award for benefit of Lamb Memorial and Relief Fund, Hotel Statler, New York.

Dec. 8: Theatrical Ball under auspices of Variety Club of St. Louis, Arcadia Ballroom.


Dec. 31: Motion Picture salesman's biannual New Year's Dinner-Dance, Hotel Plaza New York.
Joan Crawford and Clark Gable in "The Dancing Lady" are bringing to your screen the greatest musical romantic sensation this industry has ever known. M-G-M of course!
WARNER-FIRST NATIONAL LINE-UP
LEADS 1933-34 GROSS SURVEY

Big Names Lined Up For "Wonder Bar" Cast

One of the biggest name casts ever assembled in a Warner picture is assigned to "Wonder Bar," now in production and one of the most important productions on the company's program. Line-up includes many new names, as well as roster as Maxwell Arno, casting head, looked for types most suited to the musical roles regardless of studio affiliations. Stars already cast in the musical are Al Jolson, Dolores Del Rio, Kay Francis, Dick Powell, Fifi D'Orsay, Guy Kibbee, Hugh Herbert, Glenda Farrell and Ruth Donnelly, with many others to follow.

"DISRAELI" RE-ISSUE
GETTING BIG PLAY

The announced re-release of Warner's "Disraeli," George Arliss prize film of 1929, and generally conceded as the star's greatest mass vehicle, has met with speedy response from exhib. leaders. Over 400 bookings have been obtained already by Warner's, Mike Libon of Cincinnati, Ed Fay, Providence circuit head and Bill Keyes, well-known Dayton showman are prominent among those who have signed. The date of re-release has been set for December 16.

A strong draw is anticipated for the picture because of the numerous new angles connected with its reissue. A recognized fact is the exceptional business achieved by "Disraeli" in various earlier release engagements. Also, a new generation that has heard of but never seen Arliss' greatest can be counted on for a mass turnout. A third advantage is cited in the current scarcity of genuine "family entertainment."

A check-up on the picture's history since the day of its original release shows:

1607 consecutive days of playing time.
Shown in over 29,000 houses.

Seen by more than 170 million persons, speaking 24 different languages.

Voted the greatest drama of its time by 192 recognized critics.

Ben Blue to Vitaphone

The recent producer-director for Ben Blue, vaudeville and radio comic, comes to a close with Warners in the lead. The comedian has been signed by Warner's Max Arlen, production chief of the Brooklyn Vitaphone studio, to make a series of fifteen comedies on a three-year term. The rush to general Blue to a movie contract started on the completion of his two reeilers for Vitaphone, "I'm Coming, Flossie" and "Nervous Hands."

The Ben Blue shorts will be released in Vitaphone's two-reel "Big V" comedies series, featuring comedy stars of stage, radio and screen.

A detailed business check-up 1933-34 product already released nationally by major distributors, shows combined Warner-First National product definitely leading. Surplus included smaller situations as well as key cities and offers possible indication of the general box-office trend. In every instance, care was taken to observe receipts of regular program releases instead of mere roadshow class.

In addition to the recognized leadership in practically every situation of Warner's musical ace, "Footlight Parade," during the past month, company's October and early November program sent five steady and dependable money-makers into field. Representative findings of business registered by these films follow:

"The Kennel Murder Case," maintaining William Powell's return as Philo Vance, grossed well over house average in its first week at the Rialto, N. Y. and was held for a second week. McVickers, Chicago, double house average; Met, Washington, held over; dual run at Par and Fway, Boston, aggregated alm $2,000 over the usual business.

With "The World Changes," Warners hit a new house high at Hollywood, N. Y. It is in its e fourth week, with a 9th to follow. Boston and Newark, only other situations tabulated, showed exceptionally strong results.

" ragazzo" is easily Ruth Chatton's biggest with Detroit and Louis representative of its excellent business.

The first two dates of "Colly Coach," timed at the height of football fever, showed the Detroit Lions, Los Angeles, and N. Y. Strips both very satisfactory.

Barbara Stanwyck's different r in "Never in My Heart" drew a gross over 20 per cent over average in its last date at the Chicago Theater, Chi.

Going farther back in the season schedule, analysis indices correspondingly favorable rent with the Warner output, such as "Loved a Woman" and "Bureau Missing Persons."

Hal LeRoy to Coast for Warn Hal LeRoy, one of Broadway's topmost dancing favorites, has been signed by Warners to play the role in the company's picturization of "Harold Teen," based on the popular newspaper comic strip. Finishing completed "Private Lessons," 2-reel "Broadway Brevities" must comedy at the Brooklyn Vitaphone studio, LeRoy left Sunday night for Hollywood. Murray Roth, for Vitaphone director, has been signed to direct "Harold Teen."

More 'Vance' for Powell

Success of "Kennel Murder Case," William Powell's first in years at Philo Vance, sent Warners scurrying after latest S. S. Van Dine thriller, "Dragon Murder Case," for quick purchase. However, smart decision that two "Vance" together is liable to type Powell too definitely, gives him starring role in "Fashion Plate" first.
Footlight” Outdraws Earlier  
W. B. Musicals in 80% of Dates

Execubs over the country are re-
ing over the prosperity hix they are doing with “Footlight Parade.” With elaborate ad and exploitation campaigns helping for record box office grosses, more money has poured to the coffers over the past couple week-ends with “Parade” than any shows have seen in plenty of weeks.

Accounting on “Footlight” boos to date shows 90% of the nations topping former highs established by “42nd Street” and old Diggers of 1932. Holdover engagements are registered in 90% of the dates. Typical “Footlight” boos are indicated in the following listing of key city runs selected at random:
- New York: First week 10% above “Gold Diggers”—14% above “42nd Street.”
- Picture, built with second week thea receipts 16% ahead of “Gold Dig- gers” 35% above “42nd Street.”
- Show three weeks, with last week 20% above “Gold Diggers’ “42nd Street” played to last week only two weeks.
- Jersey City: Folks went on a musical giving over 100% over “Gold Dig-
- gers.”
- Hartford: 21% ahead of “42nd Street,” 10% ahead of “Gold Diggers.”
- Over Pittsburgh: (Stanley) Run 12% above for Warner musicals. Held over.
- New Haven: (Roger Sherman)—15% ahead of “42nd Street.”
- Norwalk: Dan Fein’s terrific campaign helped to.
- Memphis: (Warner) —Howard Waugh’s top helps bring grosses 32% ahead of “42nd Street” and 11% ahead of “Gold Diggers.”
- Brooklyn: (Finishing fourth big with best hit in business and way ahead of a series of mediocre melodramas.)
- Troy: (Troy)—Opening day 35% better than any other opening.
- Denver: (Aldaba) 25% better than “Gold Diggers.”
- Boston: (Met)—Way over average.
- Los Angeles: (Hollywood and Downtown) had opening off to smash start, led only by “22nd Street” and “Gold Diggers” by 40 Xmas Week Dates

Set for Joe E. Brown

Over 240 simultaneous playdates have been lined up for Joe E. Brown’s new First National comedy, “Son of a Sailor,” for Christmas week showings. This is the largest number of advance bookings ever recorded on a Joe E. Brown picture, as exhibs everywhere are planning to crash in on the comic’s huge appeal to youngsters and family trade with the Yule playdates.

Sergawa Wins Warner Contract

Kathryn Sergava, exotic Russian in “Bedside,” starring Warner William in the male lead, Sergava was signed to a long term Warner contract.

“Hero’s” 3 Female Leads

First National is going heavy on the woman angle in Dick Bartholomew’s next, “A Modern Hero,” the Louis B. Mayer production will be by G. W. Pabst, noted European import, as its initial American assignment.

Coast Executives Watch

Warner-F. N. Previews

Rave reports in local papers after sneak previews of recent Warner-First National releases have upset the coast executives, anxious to know what’s going on. Rival studio heads, who never failed previously to catch a Warner preview, feel left out of things since the Warner bunch has decided to keep the previews really secret. The showings are held in the usual manner, but the Warner staff has been instructed to keep the dates secret until a few hours before showing time.

WB-FN Production

Hits Studio High

High speed production tempo inaugurated on the WB-FN lot has resulted in a new record for early completion of output by a major distributor. With 60 pictures set for 1933-34 consumption, the associated companies last week started active filming on “Warner Bar,” bringing total of films past the preparation stage to 33, more than 50 per cent of the entire program. Of these, 20 were already released, awaiting date of distribution or in final cutting stages.

It is mainly attributed to the fact that the largest personnel contracts by any studio is listed for the combined companies. No of stars, featured players, supporting artists, directors, writers and production execs on the line was changed.

Thirty films not yet generally distributed have been definitely dated through January. Winding up the current month release schedule are “Havana Widows,” a laugh special with cast of six comedians, set to go on the 10th, and Muny’s dramatic smash, “The World Changes,” pre-released to wow biz and slated for the 25th.

December gives the trade six promising money-makers from this studio with “From Headquaters” on the 2nd; “Lady Killer,” Jimmy Cagney’s lowdown on the movie-mecca on the 9th; re-release of Arliss in “Disraeli” prompted by flood of requests from leading exhibitors, on the 16th; two for the vaudeville—Joe E. Brown’s pantom of fun for the family, “Son of a Sailor” and Kay Francis in “The House on 56th Street” with Ricardo Cortez and Gene Raymond; and Edward G. Robinson in W. R. Burnett’s book-of-the-month, “Dark Hazard,” on the 30th.

Bacon 10 Years with Warner

Lloyd Bacon, Warner Bros. director, is celebrating his tenth year of service with the company. Bacon, who is the son of the late Frank Bacon, handled many of Warners’ outstanding hits. His current assignment on the Burbank lot is “Warner Bar,” with Busby Berkeley collaborating on the musical end.

AND I WANT TO BE THE FIRST TO FELICITATE YOU, MR. CAGNEY

on the swell job you’ve done in ‘Lady Killer.’ I caught last night’s preview at the Beverly, and did my heart beat when I realized it was the inside story of a certain famous movie star’s career!... That return bout with little Mae Clark, the girl you slapped from obscurity to fame in ‘Public Enemy’, is the real battle of the century. And when you throw your... .. .. out of your... .. .. on her...

JAMES CAGNEY

in LADY KILLER

A Warner Bros. picture with Mae Clark, Margaret Lindsay, Henry O'Neill, Lee Fenton. Directed by Roy Del Ruth
NRA CHECKING UP LABOR VIOLATIONS

(Continued from Page 1) len, local NRA administrator, says the Compliance Board will investigate the exceptions granted and ascertain whether they are unfair to other employers who live up to the 44-hour provision of the President's blanket code, which is supposed to be observed until the industry code is signed.

Monogram Program One-Third Finished


During the week ended Nov. 11, Monogram established a new record for sales, said Johnston, its gross representing a 25 per cent increase over the previous high. He attributes the record partly to key city bookings on "Sweetheart of Sigma Chi" and "Broken Dreams." Among other important bookings "Sweetheart" has been booked by the entire Saenger circuit headquarters in New Orleans.

Transamerica Resuming Division San Francisco — Transamerica Corp., headed by A. F. Giannini, may soon resume dividends, it was stated by Giannini on his return from the east this week.

Darst to Manage Auditorium St. Louis—James E. Darst, once an editor for Fox newsreel, will manage the new Municipal Auditorium here.

"Beau Geste" at 55th St.

"Beau Geste" opens tomorrow at the 55th St. Playhouse as the next of the series of revivals at that house.

Bela Lugosi in Vaude

Bela Lugosi, who last appeared in "Murder in the Vanities," Earl Carroll show, is planning a vaudeville tour in a sketch based on "Dracula."

Start on RKO Claims

E. Lombard and G. M. Billings, attorneys representing the William J. Donovan office, will start work today on claims against the estate of RKO. Lombard and Billings will represent the Irving Trust Co., receivers for RKO, at the claim hearings before special master appointed by Judge Bondy.

ARMS }

ALWAYS SHOWMEN... referring to that gang chapersoned by Howard Dietz at the Emgeen home office they crashed through with what is easily the most practical, down-to-earth pressbook that has been issued this year the one on "Dinner At Eight"... nothing arty or fancy about it... printed on plain stock... no trick designs or expensive color processes... just the regulation Selling Manual that didn't shoot the bankroll... BUT... here's the Smash Stunt!... the regular press book pages are preceded by eight pages on yellow tint... that present countless selling angles that have been Actually Used on big road-show engagements in key spots...

* * *

NO GUSS WORK here, Mister Exhibitor... first you are given a solid page of reviews and comments by the leading newspapers in such cities as Atlanta, Boston, Buffalo, Cleveland, Chicago, Philadelphia, Toronto, New York, and London... with a suggestion to tear it out and show to your local editor... and then two pages of actual photos showing the pictures in these spots all beefed up their fronts... the window displays secured with big department and other stores... scores of tie-ups actually put over with national advertisers and local dealer representatives... and a raft of ballyhoos, special printed matter, contests and newspaper articles... *

* * *

IT IS all dumped right in the theater manager's lap... tried and proved advertising and publicity... he simply picks from eight pages crammed with selling ideas the stunts that fit his locality and budget... then goes out and slams the pix over...

* * *

AWARDS have been announced by Paramount on the "Design for Living" poster contest... coincident with the world premiere of the pix at the Criterion tonight. Over 600 commercial artists and students throughout the U. S. submitted sketches and designs... Robert Gillham, Director of Advertising and Publicity, arranged the stunt...

* * *

TONIGHT is the night that Warner will broadcast highlights from Warners' "Match King" over WEAF. On Sunday Dec. 10 Beulah Barbara Brandt, daughter of Mr. and Mrs. William Brandt, will be married to Martin Levine at Beth-El Temple, Great Neck, L. I. Albert S. Howson of Warners will direct three one-act plays at the Community House in Forest Hills Gardens, by the Garden Players...

* * *

A STRONG radio play is being secured for the harmonies in RKO's "Flying Down to Rio" and "Hips Hips Hoory"... the musical compositions by Vincent Youmans, Harry Ruby and Bert Kalmar in these two pix will be featured by Frank Black and his Menora Troubadours, Fred Huffmanst, baritone, Paul Whiteman and a big slice of the most important radio orchestras...

* * *

REQUESTS FROM art galleries from all parts of the country... for the exhibition of the original drawings on Walt Disney's Mickey Mouse and Silly Symphonies have made it necessary a show of the Association, which is touring the drawings, to revise its schedule to accommodate all requests. Alfred W. Schwaberg, prexy of the Warner Club, received his third Masonic Degree at the Fulton Lodge Tuesday night before a large delegation of Warnerites headed by Harry Warner. Eugene Castle of Castle Films plans to project 16-millimeter talks in many of the closed theaters in small communities throughout the country... houses that couldn't afford the 35 mm. equipment, so went dark till this time...

CENTRAL FLORIDA THEATRE MALL

PHIL M. DALY

CODE IS DISCUSSED AT WISCONSIN MEET

(Continued from Page 1) held at the Schroeder Hotel here. Sol A. Rosenthal, deputy administrator of the NRA, is scheduled to speak on today's program.

Fred S. Meyer, president of the state unit, advocated clear advertising practices, and there were expressions along the same lines by Frank McWilliams, president of the Allied Independent Theater Owners of Wisconsin, Father Thomas Reilly and Irving Maier, advertising manager of the "Milwaukee Journal." Family nights were advocated by Mrs. James Buckland, representing the Federated Women's Clubs.

New Jersey Allied Unit Weighs Part-Time Closing

(Continued from Page 1) of its members are considering closing their houses from two to three days a week pending an improvement in the situation.

"The exchanges ought to quit selling inflation and prosperity and help keep the theaters in business," he said.

The film industry code was talked about and attention was paid to the shortage-of-product subject. Samuelson said that so far he has not heard from Abram F. Myers, chairman of the Allied board, in reply to his unit's proposal that Allied enter production and distribution in order to furnish independent exhibitors with product.

"Something will come out of the plan, I believe," commented Samuelson.

"House on 56th Street" Serialized

Warner's are making available a six chapter newspaper serialization of "The House on 56th Street" starring Kay Francis and scheduled for release the week of Dec. 23.

"World Changes" for 5th Week

First National's "The World Changes" will begin its fifth Broadway week at the Hollywood today. The film will also have its preview opening at the Brooklyn Strand.

MANY HAPPY RETURNS

Sam Silver
John Mook Saunders
Bobby Burns
Charles Mack
Arthur Debus
Reginald Denney

Nov. 22
IN ALL THE DAYS OF YOUR LIFE YOU'VE NEVER SEEN ANYTHING LIKE IT!

“LITTLE WOMEN” AT RADIO CITY SHOWS TO 118,936 PEOPLE IN 5 DAYS AND GROSS RECEIPTS OF $87,489

CRUMBLING IN THE MIGHTY ONRUSH OF A SEA OF PEOPLE EVERY ATTENDANCE AND MONEY RECORD SINCE THE DAWN OF SHOW BUSINESS

GOING INTO A SECOND WEEK AND CONTINUING INDEFINITELY AT RADIO CITY!

THE FIRST ATTRACTION BIG ENOUGH TO BE TOO BIG FOR THE WORLD’S LARGEST THEATRE . . .
A MESSAGE TO

"EARMARKED"

There is an adage in our business which says: "The dollar that gets away never comes back!"


"Little Women" is the kind of attraction that saying was meant to describe ... an event which comes but once into a showman's life.


Three generations have been waiting for this picture! ... and they're coming afoot and in limousines, in wheezy old Fords and on the subway ... they're coming in kiddie cars and wheel chairs to see it.


The shattering of all show history records by crowds that are storming Radio City is a glorious tribute to a picture of sheer beauty and inspiration! ... it is a tribute to the whole motion picture world for "Little Women" belongs to all of us in conclusive proof that ours is an art and industry that enriches life with such works of genius.


Across the width and breadth of this land "Little Women" will be seen by more people than any picture ever shown before! It will play to the highest grosses! It will bring people to your theatre who have never been there before! ... it will bring back those who have drifted away! It will do more to revive interest in motion pictures than anything that has ever happened!


There are millions of dollars waiting to be spent for this picture ... it is money "earmarked" for "Little Women".
quarters and dimes and dollars reserved for this show and this show alone. . . it is money held in the clenched fists of eager children who for weeks have looked forward to the day when they can spend it for a ticket . . . it is money that folks who have to count pennies, have set aside for this joyous event in their lives . . . it is money that mothers and fathers and grandmothers and grandfathers will gladly spend to re-capture a priceless memory!

★

Take their money! . . . for in exchange you will give them more than entertainment, you will storm their hearts with gladness and give them back something that belongs to the soul that will live on forever in glory undimmed!

★

Don’t deprive these people of an opportunity to see “Little Women” . . . advertise in the newspapers and on the billboards as you have never advertised before! . . . extend your playing time! . . . open your doors earlier! . . . give extra shows! . . . leave no avenue of publicity unexplored for re-member that this is “earmarked” money, reserved, set aside by its owners for “Little Women” and the dollar that gets away never comes back!

★ ★ ★

KATHARINE HEPBURN in “LITTLE WOMEN”

★ ★ ★ RKO RADIO PICTURE ★ ★ ★
ENTERTAINING MUSICAL COMEDY THAT CLICKS GENERALLY WITHOUT ANY ATTEMPTS AT LAVISHNESS.

Without going in for pretentiousness, this Charles R. Rogers musical production manages to be a consistently entertaining concoction that should please pretty well anywhere. Having two topnotch comedians in the cast, Jack Oakie and Jack Haley, as a pair of songwriters who hight-hike to Hollywood and bluff their way along until they land on top, there is always something doing in a comedy way. For sentimental interest, there is a romance between Haley and Ginger Rogers, who follow them west and helps them get along. Thelma Todd also figures in as a vamp who leads Oakie to the dogs and then ditches him. Their catchy tunes in the production, as well as one flashy ensemble number where a flock of feminine beauties is an item, is seen while Ann Jaret, who is not billed, vocalizes an accompanying song with Ginger Rogers.


Director, Harry Joe Brown, Author, Nina Wilcox Putnam; Adaptors, Jack McGowan, S. J. Perelman, Lou Breslow; Music and Lyrics, Mack Gordon, Harry Revel; Dance, Lauro Caballio; Cameraman, Milton Krasner; Direction, Likely. Photography, Fine.

**SHORT SHOTS FROM EASTERN STUIDIOS**

**CHARLES JUDELS and Tom Patricola, assisted by Norma Taylor, will be featured in a two-reel comedy from an original story by Harold Attler. Production is scheduled to go into production tomorrow under the direction of Jack White, for Educational release. Fred Schell will assist on the short which will be made at the Eastern Service in Astoria.**

*John Milton has been added to the cast of "Social Register," starring Colleen Moore and Pauline Frederick, and now in production at the Eastern Service studio in Astoria under the direction of Marshall Neilan for Columbia release.***

*Louis Treken, who starred in "The Doomed Battalion," has written an original, "The Prodigal Son," and has started work on the feature, which he is producing. Universal release. Marie Andergaard will support Treken, who is playing the leading male in the picture. New York sequences are now being made under the direction of Arthur Cosme. Werner Klinger is assisting Treken on the production, with Larry Williams doing the camera work for the New York sequences.*

*Ann Harding in "THE RIGHT TO ROMANCE" with Robert Young, Nils Asther, Sari Maritza

RKO Radio 67 mins.

FINE WORK BY ANN HARDING AND SUPPORTING CAST BARELY SAVES RATHER TRITE ROMANTIC STORY.

Ann Harding at pretty near her best, together with fine performances by Robert Young and Nils Asther, is the capital asset in this moderately run film. Miss Harding, in her role as a fairytale girl, doesn't cover up the basic short-comings of this story, and as a result it may not have just so much entertainment. Miss Harding is a beauty surgeon who yearns for romance. So she goes to California after a gay lad, Robert Young, who had missed her attractiveness when he saw her in uniform. Seeing her in a more feminine frame, Robert falls for Ann, and they marry. But they are not such a match, and when she catches him playing around with a former girl friend, Sari Maritza, she leaves him. One incident follows another until Robert and Sari are hurt in an airplane crash, and Ann is the only one who can perform the operation necessary to restore the girl's beauty. Realizing that Robert loves Sari most, Ann makes the sacrifice, and then turns to the care of Nils, the faithful friend who had loved her all along.


Director, Alfred Santell; Author, Myles Connolly; Adaptors, Sidney Buchman, Henry Moorhead; Cameraman, Robert Engard, Ruben Wick, Cameraman, W. C. Moore; Editor, Ralph Dietrich.


*Marie Dressler and Lionel Barrymore in "CHRISTOPHER BEAN"

M-G-M 75 mins.

SENTIMENTAL DOMESTIC DRAMA MAKES GOOD ENTERTAINMENT FOR FAMILY AUDIENCES.

Though neither Marie Dressler nor Lionel Barrymore is given their more recent hits, this adaptation of the Broadway play is a fairly satisfying affair. It's somewhat involved sentimental drama, starting out with some art collectors bidding for the works of the late Christopher Bean and then chasing out to the home of his doctor, Lionel Barrymore, to observe another paintings left around by the artist. Some of the canvases are genuinely lovely. With Marie Dressler in the doctor's family, and she puts up quite a fight for them, eventually revealing she was the wife of the famous Bean. As incidental interest, there is a romance between the lovable younger daughter of the doctor, while the stern mother is trying to marry off her disagreeable older daughter first. Marie helps the real lovers to realize their happiness.


Director, Sam Wood; Authors, Rene Fuochis, Sidney Howard; Adaptors, Sylvia Talberg, Laurence E. Johnson; Cameraman, William Daniels; Editor, Hugo Wynne; Direction, Good. Photography, Good.
PUBLICS-GOLDSTEIN
CLOSE 50-50 DEAL

(Continued from Page 1)

Connecticut and 5 less hold in Massachusetts. The latter are the Paramount, North Adams; Capitol and Strand, Pittsfield; Strand, Holyoke, and the Paramount, Springfield. Half the stock in the new corporation will be retained by Paramount-Publix. It is likely the Goldstein Brothers will operate for the new corporation.

Sam Dembow Raps
Admission Slashes

(Continued from Page 1)

old product, so handle their marquee advertising so as to give the impression that the picture is new. Under this practice, Dembow pointed out, the original and real title of the picture is displayed in small letters while another sentence, re-arranges a new title, is given greater prominence.

Commenting on a report that he is to go to the Coast to advise at the Paramount studio from the angle of box-office, Dembow said: “I haven’t heard about it.”

Plan to Steer Clear
Of Tieups With Beer

Despite repeal of the Eighteenth Amendment, major companies are expected to refrain from making exploitation tieups with liquor companies on the grounds that such associations might be considered objectionable in some quarters.

Warner yesterday stated that such tieups will be avoided, as in the past, although several proposals along this line have been made to the company. It’s studio will continue to use “dummy” liquor instead of “the real stuff” in scenes in its pictures.

So far the Hays organization has not considered the matter of liquor tieups, but it was indicated yesterday that if the subject comes up, no doubt action taken will be to ban such arrangements.

Cliff Boyd Resigns
Cincinnati—Cliff Boyd, manager of the Strand since its reopening, has resigned. Asher Meyer is in charge pending appointment of a new director.

Public Hearing Off
Owing to fact that Saul E. Rogers, attorney representing a group of creditors, is out of town now, a meeting of Paramount Publics creditors scheduled at the office of Publix, has been deferred until Monday. John Hertz will continue his testimony.

A LITTLE from "LOTS"
By RALPH WILK

HOLLYWOOD

JOHN BARR more and Mary Carlisle have been selected for leading roles in "It Goes Up and On Day," the novel by Marjorie Bartholomew Paradies. This will be a David O. Selznick production for M-G-M and the director will be William K. Howard. Production starts after Howard completes the Ramon Novarro-Jeanette MacDonald picture, "The Cat and the Fiddle.

Alain Dinehart has been assigned to "Ninth Guest," Columbia picture.

C. Aubrey Smith will appear as the Duke of Wellington in 20th Century’s "House of Rothschild.


Harry Woods and Bradley Page will appear in Columbia’s "Shadow of Sing Sing." (Continued)

Rickey Newell is a recent addition to Warner’s "Hell’s Bells.

"Bill" Boyd, Dorothy Mackaill and June Collyer have been signed for the leading roles in "Cheaters," which has gone into production as the first of a series of eight Liberty Specials under Phil Rosen’s direction. Others in the cast include Alan Mowbray, William Collier, Sr., and Guinn Williams.

George Meeker will appear with George O’Brien in "Heir To The Will," now in production at Fox. Herbert Mundin, Betty Blythe, Roger Imhof, and Russell Simpson also are in it. George Marshall is directing.

Hervey Allen, author of “Anthony Adverse,” best seller which Warners will film, may go to the Coast to advise on preparation of the script.

Elizabeth Young, signed by Paramount as a result of her work with Judith Anderson in "Fire Bird" on the New York stage, has been given a new contract by the company.

Joseph Moncure March and Jack O’Donnell have been assigned to write the screen play for B. P. Schulberg’s production of Damon Runyon’s magazine story, "Little Miss Marker," Paramount studios announce.

PARAMOUNT Notes:


M-G-M has acquired rights to "The Body Beautiful," original story by Jerome Horwitt and Edward Elisha.

Evelyn Knapp has been signed by Columbia for "Air Devils," starring Tim McCoy.

Richard Dix, although he has never "gone" for polo, tennis or golf, is one of the finest sportsmen of the picture colony. Whenever he gets the opportunity he retreats from Hollywood to his hideaway ranch, where he rides, hunts and fishes.

Des Moines—C. G. Mulanix, who operates the Star, second-run here, will open the Varsity near the campus of Drake University about Dec. 10. The house seats 550 and will use second-runs.

Des Moines—A suburban theater is being remodeled by C. G. Mulanix at 2423 University Ave.

Winfield, Ia.—The Uptown theater opened Nov. 10 under the management of the Pfaff Bros.

Berea—H. A. Flynn of the Paxton theater was elected to the board of city councilman at the recent election.

Cleveland — Charles Lynch, formerly of Meadville, Pa., has been appointed manager at the Allen theater, succeeding Fred Clearay, now managing the Coliseum at Mansfield.

Fairfield, Me.—Gabriel A. Bisson has opened the Gen.

Cleveland—Irving Lefko, formerly with RKO, is now with First Division as shipper and assistant booker.

Sidney, Ia.—Lawrence Whisler of Paramount has taken over the Strand and installed sound equipment.

Waterloo, Ia.—L. L. Kaplan of Sioux Falls, S. D., has opened the State here in the building formerly occupied by the Crystal.

GEN. JOHNSON MUM ON CHANGES IN CODE

(Continued from Page 1)

sent a batch of codes to President Roosevelt, but refused to comment yesterday on what changes, if any, were made in the draft. He declined to talk on a direct question regarding the Department of Justice’s divergence of opinion with the NRA on the code. Whether the Department’s stand will have an influence on the President’s signature of the code in Warm Springs remains a matter of speculation.

Sol A. Rosenblatt denied revealing the communication which the Department of Justice stated it had sent to the NRA with copy to the Deputy. He said he had no knowledge of the Department of Justice’s position not coinciding with the NRA code.

Approve $150,000 Fees
To Counsel in Poli Dea

(Continued from Page 1)

est items go to Attorney Tom Morrissey, special master, $27,000; Attorney Benjamin Slade, $35,000; Attorney Abraham Weisman, court receiver, $30,000; comptroller to first mortgage trustees $50,000.

Pass One-Operator Bill
Sheboygan, Wis.—An operator for each projector is required under a city ordinance recently enacted. Monroe was passed last month through efforts of the Oshkosh and Beaver Dam, Wis., and the Sheboygan locals.

Launching “Welcome” Tieup
Exhibitors throughout the country are being asked to tie in with the Welcome Wagon Co., hear quartering in Memphis. The plan now functioning in Westchester County, New York, is to welcome new residents of a community with gifts from various local dealers, including a pass to a local theater.

“Wonderbar” Release in January

Warner’s have tentatively scheduled "Wonderbar" for release Jan. 10. Starting soon, five songs will be cluded in the picture will be given heavy publicity via broadcasting.

Earl Murray Transferred
Tampa, Fla.—Earl Murray, who formerly managed the Baby Grand theater, Winter Park, has been transferred by Sparks to the Tampa. Bob Daugherty succeeds him in Winter Park.

Crabbe Changes Name
"West Coast Cut," THE FILM DAILY

Hollywood—Buster Crabbe, when he appeared in "SearchParams," will be known by his right first name, Larry.
Gov't Code Veto Power Replaces Anti-Trust Law

FILM CODE SUPERIOR TO OTHERS, SAYS ROSENBLATT

Educational Shorts Are to be Made Flexible in Length

Subjects of 1 to 4 Reels on 1934-35 Lineup, Says Hammons

Plans are being considered by Educational for the release of "odd-length" shorts starting with the 1934-35 line-up. Earl W. Hammons, old FILM DAILY yesterday. Subjects will range from one to four reels depending on the "entertainment length" of each release. "In other words, if a subject is (Continued on Page 3)

CHILD BUREAU HEAD VS. BLOCK BOOKING

Washington Bureau of THE FILM DAILY
Washington—A protest against block-booking was made by Grace Abbott, head of the Children's Bureau of the U.S. Department of Labor, in a recent conference with Deputy Sol A. Rosenblatt, it was (Continued on Page 3)

No Let-Up Contemplated At the Columbia Studios

No off-season closing is planned by the Columbia studio, which expects to complete its 1933-34 program by March 15, stated George Brown, director of advertising and publicity, on his arrival in New York yesterday from Hollywood. Eleven of the 49 features on the company's current list have been finished. Six are now in production.

See Compliance Boards Out Wash. Bure. of THE FILM DAILY
Washington—Ultimate abolition of the NRA's elaborate federal compliance system for code control is seen here with the announcement by Gen. Johnson that the NRA policy is to pass to four code authorities all compliance func-

"Design" a la Lubitsch "Design for Living," the ultra-sophisticated bit that had the metropolitan song for many months, returned to Broadway last evening and is now on display at the Criterion. The "Design" that we enjoyed last night has been completely de-Cowardized. It has fallen into the clutches of the celebrated Lubitsch touch. For the purpose of the film it is a happy substitution, too, for in place of the ice we now have fields of sterilized Snow flowers and the sophistica-

"In The Name of Love"

JACK ALICATO

The Daily Newspaper Of Motion Pictures
Now Sixteen Years Old

Vol. LIV, No. 45
New York, Thursday, November 23, 1933
5 Cents

FEDERAL TRADE COMMISSION

Intimate in Character
Independent in Thought

NOV 4 1933

THE DAILY

FILM

The Daily Annual Year Book Are Found Everywhere In The World.—Adv.
Schafer Spikes Rumors Of Manny Cohen Quitting

New York yesterday after holding a distribution conference at White Sulphur Springs.

"Handing out of advertising contracts in a certain quarter would put a stop to the rumors concerning his resignation," he declared.

Schafer stated that he is compiling a block-office chart covering between 50 and 60 houses throughout the country which play all brands of "A" product. His analysis for last February, March and April, he said, shows that "I’m No Angel" was the biggest money-getter among all releases. Out of 12 pictures which brought in the heaviest grosses during that period, five were distributed by Paramount. Schafer asserted.

All Eastern Deals Closed By Warner-First National

All pending eastern product deals on Warner-First National product have been closed, it was announced yesterday by Andy Smith, sales executive, before leaving on a tour through his territory. Smith’s first stop will be Cleveland.

Erpi Promotes Three

Three distribution promotions were announced yesterday by Electrical Research Products. They are as follows: Harry Dodge, Central Division general manager, to general manager of Western division; Stanley Hand, Northwestern Division sales manager, to general manager of Central Division, succeeding Dodge; Bert Sanford, from merchandising manager to Northeastern Division sales manager, succeeding Hand. Changes are effective immediately.

Photophone Field Staff Changes

Photophone Division of RCA Victor Company has appointed Elmer Grace to the San Francisco territory, replacing M. F. Lowry, and J. W. Sims to the Carolina and South Carolina territory, replacing C. A. Mathews. Sims’ headquarters will be in Charlotte, N. C.

Photophone For United Newspapers

United Newspapers Corp. of New York has contracted for the use of RCA Victor portable sound recording equipment under a limited license agreement. The new company, due to begin operations soon on a series of 12 one-reelers.

Supplying Machines with Ad Films

Castle Films, makers of business machines, has contract to service by supplying sound-on-film apparatus and operators for showings anywhere. Terms of contract are expected to greatly increase the use of industrial motion pictures for sales meetings, conventions, teaching, etc.

Managers Get Pay Raised Following Business Drive


100 Beano Game Parlors Hit Grand Rapids Houses

Grand Rapids—Alarmed at competition from a valley Beano game parlors opened here within a few months, exhibitors have appealed to city authorities to ban the games on the grounds of violation of the state gambling statutes. The game men in return say they will stop houses from opening Sunday. Business men also claim Beano games unfair because they give free merchandise.

NRA Labor Hearing Today

Hearing scheduled for yesterday at local NRA headquarters to sift complaints about some independent exhibitors violating the President’s employment agreement was postponed until today.

More Film Music On Air

Rudy Vallee will feature music from Eddie Cantor’s “Roman Scandals” and the RKO musical, “Hips, Hips, Hooray,” in addition to the M-G-M “Dancing Lady” score, on his radio program tonight. Abe Bense also will play some “Roman Scandals” numbers on the air tonight.

Today’s AMPA Guests

Among guests of honor slated to appear at today’s AMPA luncheon, known as “International Day,” are Larry Lomax, Columbia, Gus Courtright, Jack Hulbert, Oma Munson, Stanley Smith, Howard Smith and Circuit. Arthur Lee will act as toastmaster.

Zanuck Considering Tryouts

West Coast Bureau of THE FILM DAILY

Hollywood—A plan for stage tryouts of his screen productions is being developed by Darryl F. Zanuck and may be started with “House of Rothschild,” next 20th Century production.

Mayfair, Detroit, Goes First-Run

Detroit—The Mayfair, run by New Page, goes to a full week policy Tuesday. S. H. Will signed a contract to give the theatre opening with “One Year Later.” House is signed for Ex- cellent product.

Publicity—Advertising

Motion picture publicity and advertising director available. Formerly with major film company. Former newspaper editor and Washington corres-pondent. Box. Considered by Staff. Will work with any film. THE FILM DAILY, 1650 Broadway, New York, N. Y.
BELIEVES FILM CODE BETTER THAN OTHERS

Continued from Page 1

addressing the convention of the M. T. O. of Wisconsin and Upper Michigan here yesterday. "The double feature question is essentially a matter of sales policy of various companies and cannot be dealt with as such in the present code, declared Rosenthal. The cancellation feature will give exhibitors the right to eliminate certain pictures, he pointed out, and abuses incidental to licensing of pictures are fairly dealt with in the code. The present code was not written in a static or permanent interest, but is designed to evolve as court decision on block booking already handed down, the deputy stated, but it is held that exhibitors shall be given the right to eliminate some pictures which in their judgment do not fit certain communities.

Formal action on the code will be taken today by the Wisconsin Upper Michigan unit. Officers for the year also will be elected.

17 Para. Releases
Are Set to April 1

Continued from Page 1


N. Louis Fox Theater
Joins Price- Cutting War

Continued from Page 1

ents in orchestra and 2,000 seats 2-25 cents after 6 p.m. Mezzanine ends 35 cents to 6 p.m. and there are 55 cents.

A protest meeting was attended by representatives of every subsequent run theater in town. They decided to confine price slashing to the Grand Boulevard for the time being. The Ambassador and Loew's State, downtown first run, also are temporarily standing pat.

100 Enroll in Film School

One hundred students, the capacity of accommodations, have already enrolled in the National Film School, sponsored by the Film and Photo League and now in its second week, it is announced by Tom Brandon, director. Tuition fees are based on the ability of students to pay. Exhibitors in the metropolitan area are being asked by Brandon to extend ticket rates to the students. Other individuals interested in helping are invited to send books, magazines and equipment.

ON THE RIALTO with PHIL M. DALY

Wonder what the other stars in Hollywood think about those six pictures they went Margaret Sullivan, the Universal "find," skyrocketing to the heights overnight. She did it on the strength of her first work in pix... "Only Yesterday" and the newspaper editors all over the country have been besieging her for interviews. The most stars struggle along for years before they are recognized. Miss Sullivan of the stage a flier in films and crippled with a struggle. In the possession of the histrionic gifts of a Duse and the personality of a Campbell, a combination Crawford-Gaynor-Harding-Garbo. so how could she miss?

SO TOMORROW the Chicago newspaper scribes will conduct a combination long-distance interview with the new screen sensation. . . . those who will talk to her are Hazel Flynn (Evelyn American), Carol Frink (Herald-Examiner), Clark Redenbach (Daily News), Doris Arvon (Daily Times), and Mae Time (Tribune). . . . Miss Sullivan is still dazed at the furore she has created and it is not a pose she sees . . . one actress is to act, so why make a rumpus if she does the job well?... somewhat Unusual... for a film star . . .

A NIFTIE for opening of Warner's "Havana Widows" at the Strand last night . . . small boxes of candy handed out to each patron . . . the confetti loads were thrown with the real Barcali run right from Havana. . . 12 of those Vitaphone beaux babies and crooned the sweats.

Breaking all b.o. records for Radio City Music Hall, "Little Women" played to 167,000 and grossed $118,000 for the week ending last night . . . holding over for two more weeks. The new Hays association advertising and publicity censor system will commence to function Monday, with J. J. McCarthy in charge . . . there will be a reading staff of six . . . the unit will pass on press books, advertising and other publicity matter. . . . Columbia has arranged two broadcast tie-ups for Gregory Ratoff . . . he will talk over the air with Rudy Vallee tonight, and with Eddie Cantor on Sunday evening.

Peter Freuchen, author of "Eskimo," will be host Friday at a luncheon given by the American Museum of Natural History.

NEWS OF THE DAY

Quincy, Mich.—The Our theater has been taken over by F. H. Cotton from H. J. Rinegold.

Providence, R. I.—Leonard Amusement Co., Inc., has been chart- ered by Anna E. Goldberg of Brookline, Mass., Leonard Goldberg and Herman Koffler.

Cincinnati—Buddy Winthrop has shifted from RKO publicity office to the Paramount here.

Cincinnati—Clara Pope has re- signed as local manager of the RKO Albee. William Doherty, assistant manager, will be in temporary charge.

Fort Worth, Tex.—Bob Darmo, formerly of the Alamo Palace, has been appointed manager of the Majestic.

East Jordan, Mich.—The Temple has reopened under new management of Hollis Drew of Grand Rapids.

Denver—Emmett Thurman, secretary of the Rocky Mountain The- ater Owners' Ass'n, was elected president of the Colorado Sports- men's Protective League.

Denver—West Masters has re- signed as organist at the Par- mount and has left for San Francisco, where he will play at the Paradiso.

Canton, O. — Dick Crusiger, for more than two years manager of Warner's Alhambra, is leaving the house soon to be assigned to another Warner theater in north- eastern Ohio.

FLEXIBILITY IN LENGTH FOR EDUCAT'L SHORTS

Continued from Page 1

complete in two and three-quarter reels, that may be the length de- cided upon," said Hammons. "All too often the anachronism is a 685,000 house in the U. S. and that sales have increased 25 per cent over last year.

Head of Child Bureau
Protests Block Booking

Continued from Page 1

told yesterday, Miss Abbott refused to make any statement to THE FILM DAILY other than to say that she has asked for either the elimination of block booking or a sufficient amount of elimination. Allow pictures alleged to be harmful to children's morals to be censored by an exhibitor. She de- clined to reveal what she has done along this line other than to state she had presented her case to the N. F. T. deputy.

A rumor that she has the backing of Secretary of Labor Perkins was unconfirmed. She refused to answer the question.

Ousting of William Fox
Is Told at Bank Probe

Continued from Page 1

the Fox control fight. The bank's loans to Fox entities totaled $103,685,000 in about 18 months, records showed. More revelations were made of profits by bankers, without putting up a dollar, through the various stock and debenture issues in which the bankers participated at prices below the cost to the public, relating the ousting of Halsey, Stuart & Co. from the banking house group, aligned with Chase, an official of the latter, Murray W. Dodge, said that with Halsey, Stuart out it would be possible to discuss future financ- ing of the movie venture with Kuhn, Loeb & Co. There was some dispute, however, on splitting the "gravy." Fox himself will take the stand today or tomorrow.

MONOGRAM TO START TWO

West Coast Div., THE FILM DAILY

Hollywood — Monogram will place "Lust for Life," in work Nov. 27, and "Mystery Mine" starts Nov. 29.
A LITTLE from "LOTS"

By RALPH WILK

HOLLYWOOD

PERMITTING Paul Malvern, producer, to meet release dates on two Lone Star westerns with John Wayne, Monogram has postponed the starting date on "Mystery Library" until Dec. 10. "West of the Divide" and "Blue Steel," are scheduled for immediate production with R. N. Bradbury directing.

Lew Brown and Jay Corney have completed work on lyrics of nine songs for "Fox Follies." 

Jesse L. Lasky, who years ago had a vaudeville act called "Lasky's Redheads," will have 80 redheads in his musical picture, "Red Heads on Parade," for Fox. Barry Trivers and Joseph Mankiewicz are the authors.


Ray Walker, who appears in Monogram's "He Couldn't Take It!" with Mich. Allied Convention Committee Grand Rapids, Mich.—Local committee on arrangements for the national convention of Allied Theaters of Michigan includes Allen Johnson, William U. Murray, Emmett Goodrich, Oscar Verarne, Howard T. Reynolds, Roy G. Taylor and G. L. Willer. Convention dates, tentatively Dec. 4-6, will be definitely determined after the motion picture code has been signed by President Roosevelt.

Service Staff Union Formed St. Louis—Embracing about 250 ushers, with cashiers and ticket takers also to be asked to join, the Building Service Employes International Union, Local, 111, launched this week at a meeting in Theatre Brotherhood headquarters, is seeking recognition by theaters. No other demands are made at this time. Officers are Thomas W. Len; president; Rolla Denny, vice-president; William Roch, treasurer; Edward J. Burke, secretary.

George Trumbull Dead Denver—George Trumbull, 42, manager of the Colorado theater, died at his home here.

Leon Leventhal at Columbia

Leon Leventhal has joined Columbia's story department in the charge of Jeanne Cohen.

Showing Kodacolor Films

John Harsen Rhodes will present a collection of Kodacolor films at the Hotel Carlyle tonight and has been signed for several more pictures, is being borrowed by Columbia.

Monogram has signed Virginia Brown Faire for "West of the Divide," with John Wayne.

Wanda Tuchock, writer, has been made a director at RKO and will handle "Just Off Fifth Avenue."

Clarence Brown, in company with John Meehan, scenarist, has gone to Palm Springs to concentrate on his next assignment, an untitled story in which Joan Crawford will star. Brown was scheduled to direct "Sacred and Profane Love," which has now been postponed.

Unless he finds a story which is satisfactory to him in every respect, Richard Wallace plans to accept the lucrative offer of the Universal-Selig International and will sail for London following the completion of the cutting of his latest Paramount production, "Eight Girls In A Boat."

Merna Kennedy will appear in First National's "Wonder Woman."

"Invisible Man" Holds 8 Days Universal's "Invisible Man," which opened over starting Friday at the Old Roxy, will play an extra six days, with "Hoopla," opening Thursday.

Western Kansas Business Off Kansas City—Theaters in western Kansas are not faring well because of lack of money and poor crops, according to Harry Taylor, local Columbia manager, who just returned from a tour of the section.

"Invisible Man" Holds 8 Days

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Western Kansas Business Off

Kansas City—Theaters in western Kansas are not faring well because of lack of money and poor crops, according to Harry Taylor, local Columbia manager, who just returned from a tour of the section.

Paramount has a financial interest in "She Loves Me Not," which opened Tuesday night, with rave notices from Broadway critics resulting. Company will film the play.

Fadman Gets Two More Pictures

European and African distribution rights to "Virgins of Bali" and "Syrian" are now being purchased from William Pitor by Edwin Miles Fadman of Films Red Star of Paris.

Fire Doesn't Scare Audience

Fall River, Mass.—A fire raging in the Academy of Music building didn't scare an audience attending a show on the second floor. They refused to obey when the manager asked the folks to leave, so police had to be called to force them out.

Gerald Whitney Heads Chamber

Boulder, Colo.—Gerald Whitney, city manager for Fox, was elected president of the local chamber of commerce.

"Freak Fish of the Seven Seas"

William Alexander, 14 mins. Good Novelty

Some of the most intimate shots ever taken of seldom-seen deep sea monsters are shown in this interesting film. A few smaller fish are included, among them the "trigger" fish and some specimens that put up like a balloon when attacked. The reel ends with some great shots of sharks and pilot fish, and a hand-to-hand battle between a shark and a daring young fisherman. The reel abounds with novelty. Most background is okay and the narration by William Hurst is satisfactory.

"The Busy Bee"

(Conflicts of Nature Series)

Principal

Interesting

9 mins

Another engaging subject in the series showing how nature apparently conflicts. On this one the maze in which the one hand is feared by people for their sting, are shown in their attractive occupation of making honey. Both instructive and entertaining.

"Boston's Mechanical Man"

(Vitaphone)

Good

7 mins

In order to get out of working Bosko creates a mechanical man by putting together a lot of odds and ends from flat-irons to stove-siping. Then the robot starts in to cut caps, doing a lot of destruction, until it finally blows up. An entertaining animated cartoon.

"Leave It to Dad"

(Mermaid Comedy)

Educational

20 mins

Okay

Using a plot that has done good service on many other occasions, this turns out to be a fairly satisfying two-reeler. Action revolves around the well-known situation—a couple of youngsters with matrimonial yearnings being opposed by their parents, who are widowed but have never met each other. A meeting takes place, however, with circumstances leading up to the respective father and mother marrying themselves.

P. O. Urges 'Mail Early'

Annual campaign to induce early mailing of Christmas cards and parcels in order to insure delivery before Christmas Day has been launched by Postmaster J. J. Kiley and Assistant Postmaster General William F. Reardon. The Postmaster General has announced that there will be no deliveries on Sunday, Dec. 24, and Monday, Dec. 25.

"Leave It to Dad" (Mermaid Comedy) Educational 20 min. Good

Okay

Using a plot that has done good service on many other occasions, this turns out to be a fairly satisfying two-reeler. Action revolves around the well-known situation—a couple of youngsters with matrimonial yearnings being opposed by their parents, who are widowed but have never met each other. A meeting takes place, however, with circumstances leading up to the respective father and mother marrying themselves.
Wm. Fox Names Mayer and Others in Loew Deal Flop

NO OFFICIAL ADMISSION ON CODE GOING SOUTH

a.-Neb. Allied Vote Against Lester Martin Quitting

Short Shots

- on-a-string

**By JACK ALICATE**

WE KNOW of some rather AMBITIOUS picture plans awaiting the final ODE outcome and the most POPULAR theaters are usually those with the most COMFORTABLE seats... ARTHUR lowed in the CMS radio that all is well on that round-the-world-tour... THIRD dimension films, back of which are YEARS of experimentation, are still NOT practical for the theater... EUGENE o'neill again DINES that he is NOT interested in the screen... Of all those involved, LABOR seems MOST satisfied with the code... The two-like over SIX MILLION will have visited the RKO Music Hall during its first year... S. JAY kaufman, the DADDY of the charter columnists, may be back in pictures SOON.

SAM goldwyn, after years of service, is still the most CARFUL personality in the industry... Our coast staff info that it is harder to get the REAL age of male stars than those of the ladies... JOHN finn has jumped the gun on the RELIEF FUND DRIVE and is doing a GREAT job of it... GEORGE skorup is the ORATOR of the family... A scientist spec to great length to tell us that COLOR is NOT as hard on the eyes as the back-and-whites... If anyone deserves NOT to be criticized for his TOLERANCE is that square-shooter SOL rosenblatt... ANST bushich has NOT lost that touch... TTTE "Design for Living."

BUSINESS is SPOTTY, with only the good ones getting the money... "Little Women" was passed up by most of the smart boys before landing at the KO Radio lot... The run-of-the-mill HORT PRODUCT coming through is deader better... Two important EXECs are again MAKING FACES at each other... BEN blumenthal is again taking an interest in pictures... We wonder now that gorgeous piece of feminine skimo architecture in "Esikmo" speaks English... She certainly throws that Eskimo language around like nobody's business... Yes, our career in POLITICS as come and gone, if anybody's interested.

Members in Ballot by Mail

Reject Resignation of Secretary-Treas.

Des Moines—Resignation of Lester Martin as secretary-treasurer of Allied Theater Owners of Iowa and Nebraska has been rejected by members of the organization in a vote conducted by mail. The association will continue to function as (Continued on Page 4)

DECISION RESERVED

ON LABOR VIOLATIONS

Decision as to whether the I. T. O. A. may continue to work its employees 52 hours a week pending the signing of the code was reserved yesterday by the NRA Compliance Board following the testimony of Milton C. Weisman, counsel for the (Continued on Page 8)

Criminologist Refutes

Charges Against Films

Refuting claims frequently made that films have a bad influence on youth, Dr. Carleton Simon, criminologist, in a statement yesterday at hearings before the U. S. Senate (Continued on Page 8)

Department of Justice Records

Changed Against Him, Says Fox

Siegel Quits Paramount

To Re-enter Exhibition

Henry Siegel has resigned as New York branch manager for Paramount and has been succeeded by Myron Sattler, who has been New Jersey manager. Edward Bell, salesman, succeeds Sattler. Siegel, who at present has three theaters, plans to re-enter exhibition and increase size of his circuit. The Annual Film Daily Year Book Has An Established Reputation For Accuracy.—Advt.

Nothing on Salaries

Wash., Dec. of THE FILM DAILY

Washington—Department of Justice stated yesterday that its memo on the movie code did not concern legality of salary reductions. The Department admitted, however, that an opinion on other aspects of the code was asked of its anti-trust division.

COLUMBIA EARNINGS

SHOW ANOTHER JUMP

Net profit of Columbia for the quarter ended Sept. 30 was $241,772.83, equal, after all charges and preferred dividends, to approximately $1,336 a share on the common. This compares with $229,027.68 or $1.23 a share in the corresponding period last year. Consolidated balance sheet as of (Continued on Page 4)

Joe Brandt is Reported

With Rosenzweig Venture

Joe Brandt, former Columbia president, is understood to have become associated with the new film company plan projected by Charles Rosenzweig, formerly general sales manager of Columbia. Sam Rosoff, contractor and builder, is reported likely to help finance the firm.

Films Not on NRA’s List

of Codes Taken to

President

By WILLIAM SELBERBERG

FILM DAILY Staff Correspondent

Washington—Although it is taken for granted that the film code was among those taken to Warm Springs yesterday by General Johnson for delivery to President Roosevelt, neither the film, radio or newspaper (Continued on Page 8)

WIS. MPTO PLEDGE

SUPPORT OF CODE

By FILM DAILY Staff Correspondent

Milwaukee—A resolution pledging themselves to such a code as may be adopted to the best interests of the business so that the National Recovery Act may not be hampered was adopted by members of the M. P. T. O. of Wisconsin and Upper Michigan at the closing session of the annual convention here yesterday. Fred S. Meyer was re-elected.

(Continued on Page 8)

President Will Wield

Block Booking Stick

Washington Bureau of THE FILM DAILY

Washington—The set of model code provisions, first revealed in THE FILM DAILY on Nov. 15, under which the President may invoke certain clauses including one that would abolish block booking, will (Continued on Page 4)

Scrambled Dual

New Orleans—A new kind of double-faceted was witnessed at the Orpheum here this week when Constance Bennett in "After Tonight" was doubled with Jack Holt in "Master of Men." Evidently in last minute cutting, a scene changing Connie's cludging pursuers get pasted onto the Holt film, with the result that Connie walked right into Jack's picture.

The 1934 Film Daily Year Book Is A Liberal Education In Pictures.—Adv.
Rowland-Brice to Make
Four More for 1934-35

In addition to the four features which Rowland-Brice are producing for 1934-35 release, the company plans a similar program for 1934-35. William Rowland stated yesterday that an original on this period musical, on its current list goes into production soon at the Eastern Screen Studio on Long Island, with “Swoosh, Adeline” stage musical, to be the fourth.

“Ex-Judge” will be the first for 1934-35. Two of the features will be produced in association with Lee Shubert.

Paramount to Release
“Honeymoon Lane” Fund

A decision directing the Paramount trustees to turn over to the trustees for Sono Art Co. and Metropolitan Sound Studios the sum of $15,000, claimed by them as a trust fund, has been handed down by Referee Henry K. Davis, in a controversy growing out of the distribution by Paramount of the picture “Honeymoon Lane.”

The fund was held by Paramount because of a dispute between Metropolitan Sound Studios and Sono Art, now known as Picture Features Corporation. Metropolitan claimed the funds by an assignment from Sono Art. Both companies are now in bankruptcy and the Trustee for Sono Art disputed the validity of the assignment.

While the dispute between the two Trustees in bankruptcy to turn over the Paramount fund into bankruptcy and the Trustee made the claim that the fund belonged to the creditors of Paramount, and that Sono Art and Metropolitan were merely general creditors. Thereupon this proceeding was brought by the Trustees in bankruptcy of the two companies to declare the fund as a trust fund, and directing the Trustees of Paramount to turn the funds over to them so that they might determine as between them to whom the fund belongs.

Alvin T. Sapin, lawyer who represented Metropolitan, produced the fund, and Keppell & Keppell represented Sono Art.

John Dowd on RKO Theater Advy.

John A. Dowd has been appointed manager of the publicity and advertising department of RKO Theaters. He succeeds P. W. Winklen, who recently resigned. Elliston Vinson, recently manager of the Skow Square, Boston, will soon join the department to handle general exploitation and publicity work.

James Brennan Dies

Jersey City—James M. Brennan, who built and operated several Jersey- sey houses, died this week of a heart attack at his home. He was 60 years old.

Bellman Gets Bachman Lineup


Another New House for Richmond

Richmond Va. Permit to erect a theater in the West End residential district has been obtained by Realty Investment Corp. A building at 2820 West Cary St. will be remodeled.

Phil Meyer Acquires
12 Pyramid Features

General Pictures Exchange, headed by Phil Meyer, has acquired world rights to 12 features to be produced by Pyramid Productions. First will be “It Happened at Midnight,” which goes into production in January, with others to follow at the rate of one a month.


Meyer, who is distributing “The Film Parade” in New York territory, has signed with Loew to play the picture on all of its houses starting Dec. 19.

Dave Cohen to Book Vaude for Comerford

Dave Cohen, for 21 years in charge of M. E. Comerford houses in the Binghamton district, has established a new headquarters at the A. & B. Dow vaudeville agency, New York, to handle vaudeville bookings for the circuit’s 11 houses in the Binghamton area.

Comerford, a Comerford partner, who retired from active connection with exhibition several years ago, has returned to take charge of the circuit. Cohen, formerly supervised by Cohen, but he has been with Cohen as his aide. Those moves follow plans for allowing Amalgamated Vaudeville Ageny to lapse into inactivity.

Oppose Ad Censorship Setup

Dissatisfied with the personnel of the advertising and publicity managers’ committee engaged in working out a copy censorship arrangement in conjunction with J. M. McCarthy of the Hays organization, several companies are now protesting against the plan to Will H. Hays. Coburn is definitely objecting to the committee makeup and Paramount is understood to share the view.

Kansas Town to Vote on Blue Law

Manchester, Kan.—Local controversy over Sunday movies is to be settled at an informal election set for Dec. 5 to 7 by the city commission. On those dates all duly registered citizens will be permitted to cast secret ballots on the issues.

Grinding 18 Hours a Day

Under its new film policy, the Sam H. Harris Theater, formerly legitimate, is giving continuous performance, the most important of these being the production of " It Happened " which plays for three weeks to the Hats who have been quiet for some time. The company is located at the corner of Main and 2nd Sts. in the city.

Sparks Circuit Staff Changes

Miami, Fla.—Recent changes in the personnel of the circuit for July include the transfer of Mowinckel from the Anheuser circuit to the Oakley, Lakeland, F. L. Alig, Jr., assigned to the Howell, Waialua; Byron Cooper, transferred to the Ritz, Winter Haven.

BOOK NUDIST FILM

For National and Article Distributions of "Envas", nudist picture produced in this country. Bookings have been obtained for Audubon, Chicago, Milwaukee, Low house in Boston and the Balboa house in Detroit.

Book "Sheik" Revival Extended

Revival show of Rudolph Valentino’s "The Sheik" has been extended four more days at the 55th St. Playhouse. "Beau Geste" will follow on Monday.

FINANCIAL

NEW YORK STOCK MARKET

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"IT'S" IN...AS FOX MANPOWER TOPS "CALL HER SAVAGE" WITH THIS FOLLOW-UP SENSATION

More of everything that makes the crowds pay out. A great show...a showman's show...a ticket-seller's jamboree. You'll glow with satisfaction as you count up your receipts.

Clara BOW in HOOPULA

with

PRESTON FOSTER
RICHARD CROMWELL
Herbert Mundin • James Gleason • Minna Gombell

From the play "The Barker" by JOHN KENYON NICHOLSON. Stage play produced by CHARLES L. WAGNER.

Al Rockett Production

Directed by FRANK LLOYD

Your patrons always like FOX MOVIE TONE NEWS
IA.-NEB. ALLIED VOTE FOR MARTIN TO STAY

(Continued from Page 1)

an independent unit until the national body, Allied States Ass'n, renewed its criticism, President Clifford L. Niles of the Iowa-Nebraska unit, has written Abram F. Myers, Allied States chairman and counsel.

Columbia Earnings
Show Another Jump

(Continued from Page 1)

September 30, 1933 shows current assets of $6,668,942.67, against which there were total liabilities of $2,069,196.49, leaving an earned surplus of $2,213,771.46. Cash aggregated $860,243.98, including $290,000 U. S. treasury certificates.

An increase in sales and a substantial increase in returns from the foreign field because of the greater volume of film product than in 1932, together with earnings from stock of the dollar were partly responsible for the higher earnings.

Chi. Palace Gets "Little Women"

Chicago — "Little Women," over which there has been spirited bidding by local theaters, will open at the RKO-Orpheum Dec. 1 for a two week run. On Thanksgiving Day the picture will be released in all of the RKO and Mort Singer houses in the Chicago division with the exception of Champaign, Ill., 11 houses in all.

New Alberta Amusement Tax

Calgary, Alberta—A new amusement tax of three cents on admissions up to 25 cents and five cents on tickets between 25 and 50 cents has been announced by Premier J. E. Brownlee of Alberta.

Coming and Going

CARL LAEMMLE, who is in New York, plans to return to the Coast on Monday.


HOWARD S. CULLMAN of the original Roxy returns to New York today from Washington. WIRA ENGELS, foreign actress brought to the coast by RKO, is back in New York and stopping at the Cars in midtown.

NORMA TALMADGE and GEORGE JESSEL have arrived in Palm Beach.

ROBERT (Believe it or Not) RIPLEY arrives in New York today on the Europa from abroad.

PAUL MUNI, who completed "Hi, Nellie" for Warners, leaves Hollywood in about a week for New York. Mrs. Muni will accompany him.

ENRIQUE BAEZ, general manager for United Artists in Brazil, has arrived in New York to discuss the new season's program with executives of the company. He will remain about six weeks.

JACOB SCHIECHTER, attorney for independent, was in Washington yesterday, under stood to be confering on the slot-machine hearing principally.

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WM. FOX NAMES MAYER IN LOEW DEAL FLOP

(Continued from Page 1)

trade press and in his biographical volume.

That he paid $2,000,000 to Mayer in settlement of a previous claim and then received a proposal from him to add to the Department of Justice's approval of the Fox-Lesquin merger.

That Mayer told him that he had caused the Department of Justice records to be altered.

That, after being given to understand it was okay for him to acquire the Loew stock, the change in administration, with Hoover coming in, upset the situation and he was told by Republican leaders that "We would pay him to have a talk with Louis B. Mayer."

That he offered to give Mayer $2,000,000 in cash or if and when the merger went through—Mayer having felt he was unfairly treated by not being allowed to get in the stock when Fox bought the big block of Loew stock at prices far above the market.

That when he told Mayer of his difficulties with the Department of Justice under the new administration, Mayer said he couldn't have the records changed, but it would be harder.

That he believed it was Harley L. Clarke, not Mayer, who actually had the records changed, if they were changed.

That both the President and Hoover and as was assured he would obtain fair treatment from the Department of Justice.

President Will Wield

Block Booking Stick

(Continued from Page 1)

be made with room for General Johnson, it is authoritatively reported. The provisions, which were approved by Johnson, also provide clauses to outlaw tie-in selling, such as the forced sale of shorts with features. The block booking feature is covered under the caption of "coercion." Whether the President will use the powers embodied in this model code is not known, but it is reported as a significant change in the instrumentality has been created. In some quarters it is felt that if the coercion clause does not make its appearance in the film code at present, it will creep in later.

Yiddish Film May Move Uptown

“Laughter Through Tears,” Yid-dish dialogue feature released by Worldkino and now having a run at the Fourth Street A. S. O. May be moved uptown for a two-a-day run. Circuits are reported bidding for the picture.

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Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Nov. 24

Alex Moss
E. V. DuPar
Arthur E. Christie
John F. Nativelord

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THE "RE-ORDERS" ARE ROLLING IN!

From Ed Fay of Providence—from Bill Keyes of Dayton—from Ike Libson of Cincinnati and scores of others ... a flood of bookings for FULL-WEEK return engagements of the screen classic of all time ... George Arliss in Disraeli

These smart showmen know there are millions who want to see "Disraeli" again...They know there's A NEW GENERATION that has never seen it...They know they can't find anywhere a better family show!...Take their tip!

WARNER BROS. HAVE THE SHOW YOU NEED FOR THANKSGIVING AND CHRISTMAS HOLIDAYS

Vilagrophy, Inc., Distributors
WHEREVER A HUMAN HEART BEAT

NEW YORK
CITY OF 7,000,000

THE SEVENTH DAY
GREATER THAN THE
FIRST...AND THAT
BROKE RECORDS AT
RADIO CITY...

Thursday ... November 16, 23,073
Friday .... November 17, 23,033
Saturday .. November 18, 28,354
Sunday ... November 19, 22,915
Monday ... November 20, 21,561
Tuesday ... November 21, 23,148
Wednesday . November 22, 23,761

165,845 PEOPLE
In A Single Week!...Eye-Staggering Figures!
and Continuing Indefinitely At Radio City!

KATHARINE HEPBURN in “LITTLE WOMEN
by LOUISA MAY ALCOTT...with JOAN BENNETT..PAUL LUKAS
FRANCES DEE . JEAN PARKER .. EDNA MAY OLIVER ..Douglas
Montgomery . Henry Stephenson . Directed by GEORGE CUKO
MERIAN C. COOPER, Executive Producer ..Kenneth Macgowan, Associa
THE ANSWER IS THE SAME!

SALEM, VA. TOWN OF 5,000

BY DIRECT WIRE FROM WESTERN UNION

NE24 124 DL XC=SALEM VIR NOV 23 1:08P

NED E DEPINET=RKO DISTRIBUTING CORPORATION=

FOR THE THIRD TIME IN MY TWENTY YEARS IN THE BUSINESS I FEEL IT MY DUTY TO DO A RAVE OVER A PICTURE STOP LITTLE WOMEN OPENED IN THE SALEM THEATRE SALEM VIRGINIA A TOWN OF FIVE THOUSAND THEATRE SEVEN HUNDRED SEATS AS A TEST SHOWING LAST SATURDAY STOP THE PICTURE HAS PLAYED TO THREE TIMES AS MANY PEOPLE IN THREE DAYS AS ANY FULL WEEK SINCE THE HOUSE OPENED FOUR YEARS AGO AUTOMOBILES TRUCKS AND BUSSES ARE BRINGING THEM IN FROM A RADIOUS OF THIRTY MILES STOP HAVE ARRANGED TO HOLD THE PICTURE OVER FOR ANOTHER WEEK AND BUILDING GROSSES INDICATE A THIRD WEEK POSSIBLE A FOURTH LITTLE WOMEN WILL DO THE BUSINESS MORE GOOD THAN ANYTHING PRODUCED SINCE ITS INCEPTION STOP GRATEFULLY=

BERNARD DEPINK JR VIRGINIA THEATRE MANAGEMENT CORP.

PATRONS ARE REQUESTED TO FAVOR THE COMPANY BY CRITICISM AND SUGGESTION CONCERNING ITS SERVICE
A LITTLE from "LOTS"
By RALPH WILK

HOLLYWOOD

JAMES CAGNEY and Joan Blondell will be teamed again by Warner
ners in "The Heir Chaser," going in work shortly.
Lola Lane was cut and bruised in an auto accident this week. She
was taken to the Hollywood Police Hospital for treatment.

Patricia Ellis will play a vamp role in Warner's "Harold Teen" with
Hal LeBoy.

Lee Tracy's five-year contract has been terminated by M-G-M. Offi-
cials of the company are reported to have advised the Mexican gov-
ernment, which squawked over allegations being made by the late
Rafael Tade making "Viva Villa" in Mexico.

Robert Lord's original story, "Dames," and the Elmer Davis
novel, "Friends of Mr. Sweeney," will be filmed by Warners. Dick
Casper will direct "Dames," which was written by himself, and
Sidney Sutherland is working on the script of the latter.

Eddie Barnes and his singing waiters from the Gay Nineties cab-
aret have been added to the cast of screen's "Miss Lonelyheart.
Edward Luddy is directing for the Ben Verschelester unit.

Roy Del Ruth, commenting on the number of Warner produc-
tions that are now in Hollywood willing to do bits in pictures without
the formality of screen credit, says that in his two recent Warner produc-
tions, "Bureau of Missing Persons" and "Fingerman," he used about 20
actors who were not billed, and some of whom didn't speak a line,
were at one time or other stars in their own rights.

Addie McPhail, widow of the late Roscoe Arbuckle, returns to the
screen for the first time since the death of her husband, in a new Edu-
ardo Andrei Comedy, tentatively titled "Springtime and Gypsies."

Al Christie is planning to place in production next week the second
in the new Star Comedy Specials, starring Ernest Truex. A Stoom-
ntag and Budd starring comedy and a Musical Comedy are Christie's
next two assignments.

Jack White will make another musical following completion of the
Coronet Comedy now shooting with Charles Judels and Tom Patricola
in the leading role.

On the coast, story preparations are under way on new subjects in the
Mermaid, Follies of Youth and Andy Clyde Comedy series.

Otto Lederer Led Up
Otto Lederer of First Division is ill at home.

Criminologist Refutes
Charges Against Films

SUB-COMMITTEE investigation, declared that crime can be fought more
effectively with the freedom of screen and press than by suppress-
ing codes or attempting to lay at the door of the movies, for instance, responsibility for every crime on the calendar. The document is a collection of "horrors," lovingly collated, I would judge, to serve a specific propaganda.

Two Special Investigator's, produced, are exactly what each such public statements and followings are made to appear as applying to the vast majority of other child.

"Science is made to turn hand-springs in an independent thinker, and I quote the following textually from one of the reports: At the end of a month a child recalls nearly to quote 100 per cent of what he knew on the morning after seeing the picture, and not in

Foreign Film at Cameo
"Farewell to Love," with Heather Angel and Jan Kiepura, opens today at the RKO Cameo.

Buy 10 Stories for '34-'35
Celeste Horne has purchased 10 stories for its 1934-35 program. The
years are being acquired for Elissa Landi, who is now in New York on a vacation.

NO OFFICIAL WORD ON CODE GOING OUT

(Continued from Page 1)
per code was on the official list
NRA of 14 codes that went out
with the Administrator. In view
then, of General's statement a few
ago, however, the draft may have
been taken along despite not being
on the list, but nobody around NR
headquarters was sure about it.
that Colonel Leo's office would see
that the code was in the General's
hands. One source remarks that
the NRA may not wish to state the
code went to the Pre-
dicates it in case it would be reje-

New Code Authority Commission
Johnston yesterday named Colonel Relv
V., as chairman of the new code auth-
ity organization which NRA
created to assist and advise both dep-
artments in drafting code authority
organization and procedure for code
plumes. Other members consist of Dr.
Norman of the Labor Advisory Board
Leo, W. J. Wilson, Consul General of the
International trade association division; Blackwell Smith, assistant counsel; and
Frank Pollock of the compliance division.

Other government departments are to
see with the committee through the
lawing: Edward F. McGrady, assistant sec-
ter of Labor, Assistant Attorney General
Harold Stephens; Chairman March of Federal Trade Commission and Edward
George of the Trade Association Section of Commerce.

Among the committee's chief functions
be to determine administrative, and
advisories on the code. Reports for
future codes, analyze provisions in
existing codes and submit modifications
where necessary.

"I" Sets Release Dates
On 13 New Production
Release dates on 13 pictures he has
been set by United Artists, as follows:
"Myrt and Marge," Dec. 4; "O
Justice," Dec. 11; "By Candlelight"
25; "Bombers of '42," Jan. 8; "Cross Coun-
try Cruise" (tentative title), Dec. 11;
"Shadow of a Gunman," Dec. 12; "I Like
23; "Special Investigator" (tentative
title), March 5, and a Summerville
Pitts picture, March 12.

Louisiana Tax Cut Held Invalid
Lake Charles, La. -- Tax assess-
ment reduction from $64,450
$35,500 in behalf of Southern
Amusement and Operations Co., a
Arcadia and Paramount theater
has been ordered rejected by 11
Lake Charles Commission Coun-
cut. The cut, approved by the La
State Commission, was held invalid.

Latinus Likes Musicals
Audiences in Brazil and the Argen-
tine have given a strong sympathy
for musicals, with comedy flavor ing.
To escape the heavy foreign tax,
Rut and Guy Mars, with the American
United Artists distribution head
in New York, have returned to
New York. Baez arrived yesterday
from Rio de Janeiro, while Morgan
has been in town for several weeks.
Both are well satisfied with their reported business in their respective terri-

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LATINUS likes Musicals
Audiences in Brazil and the Argen-
tine have given a strong sympathy
for musicals, with comedy flavor ing.
To escape the heavy foreign tax,
Rut and Guy Mars, with the American
United Artists, are back in New York.
"Ginger Rogers is certainly attractive, and Thelma Todd isn't she gorgeous!"

"What songs! "Did you ever see a Dream Walking? Is the best I've heard this year!"

"I've seen a lot of spectacles but that Fan Dance tops 'em all!"

"That Jack Oakie and Jack Haley are a great pair. I don't know when I've laughed so much!"

"I haven't had so much fun in years. We used to pay $5.00 for a show like this!"

"Sitting Pretty"
"Sitting Pretty"

JACK OAKIE • JACK HALEY • GINGER ROGERS • THELMA TODD
GREGORY RATOFF • LEW CODY and the PICKENS SISTERS

A Paramount Picture • Directed by Harry Joe Brown • A Charles R. Rogers Production

If it's a PARAMOUNT PICTURE it's the best show in town
**Reviewing the Short Subjects**

**Fast Fingers**  
(Minute Mysteries Series)  
*Columbia*  
**Fair**  
This is along the lines of an idea that has been tried more in pictures. It consists of a crime specialist relating a case to a newspaper reporter, with the incident then presented on the screen, allowing a brief intermission for the audience to guess the solution, which is then revealed in another sequence. Should prove diverting to fans who go for the mystery stuff.

**He Couldn't Take It**  
(starring Sterling Holloway)  
(Warren Doane Comedy)  
**Universal**  
**Plenty Funny**  
This one clicks strong with Sterling Holloway as the pal of Eddie Nugent. Eddie brings him along to keep a fat dame from running the show. He orients the girl's cousin while he pops the question to Dorothy Ward. The cousin fails to show, but Eddie enlist the help of a fat dame passing in the hall. She obliges, and wants a lot of caveman stuff from poor Sterling, who fails to deliver. Has a fast and hilarious windup with the unexpected return of the girl's husband who starts to make it hot for poor Sterling. This one is fast paced, and plenty gagged. Holloway has his own original style of humor that scores strong.

**Big Casino**  
(Metone Production)  
**Universal**  
**Novelty**  
A lively two-reeler featuring Rex Weber, the character singing star of "Americana," as a gang leader who has a fight on his hands with a rival gang. Before they go into action he craves some entertainment, so his lieutenant kidnaps a night club floor show and brings them to his apartment where they put on their acts. The artists include Marguerite Padula, Patsy Flick, the Junior Greats, and Bert and Tita Guizar, Star American tenor, Marney Francis, Charles Lawrence, the Belmont Sisters and the Chester Hales. Here is plenty of varied night club entertainment put over in a new atmosphere.

**Buried Alive**  
*The Great Adventure*  
**Universal**  
This is the final release title for the Arnold Bennett fantastic comedy adapted from his novel of that title and the stage version known as "The Great Adventure." It stars Lillian Gish and Roland Young and was recently completed at the Eastern Service studio in Astoria for Paramount release.

**Shemp Howard** and **Monte Collins** will support Bert Lahr in "Henry the Ape," satire on "Henry VIII," to be produced by the Meyer Davis unit of Van Beuren under the direction of Ray McCarey. Monroe Shaff will complete casting for the short this week. The short will go into work next week at the Fox Movietone studio.

**Paul Whitman** and **Walter O'Keefe** are expected to star in "The Marshall Neilan Story" set in Astoria, where their respective wives, Margaret Livingston and Roberta Robinson are expected to appear in "Social Register.""}

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**Louise Fazenda in "Out of Gas"**  
(Weak)  
**Universal**  
**Boisterous**  
A sprightly and fast-moving comedy featuring Louise Fazenda as the middle aged dame who goes out on a wild night with her husband as the iceman. Ben Alexander and Madge Bellamy supply the juvenile interest, but Hurst insists on making it a very boisterous affair and giving Louise no end of anxiety and embarrassment. It is the noisy broad comedy type of humor that should appeal to the pop crowds.

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**Merry Old Soul**  
(Oswald Cartoon)  
**Universal**  
**8 mins.**  
An Oswald cartoon, with the funny rabbit doing the pinching for Old King Cole's three merry fillers. Oswald stages some clever tricks on the Hollywood celebs including Chaplin, Garbo, Durante, Mae West and the Marx Brothers. Winds up in a grand pie-throwing contest, with the king joining in. Has plenty of comedy and fast action.

**Sterling Holloway in "Not the Marrying Kind"**  
(Warren Doane Comedy)  
**Universal**  
**20 mins.**  
Comedy Wow  
This lad Sterling Holloway is stepping right along as a strong comedy bet. In the one he was with you with a characterization of the sap college pal of Eddie Nugent, he shows Holloway the idea of eloping with his girl to a hotel and registering there as "Mr. and Mrs." Eddie can get a license and a three days of the peace. Complications that are hilarious arise when the girl's father arrives at the hotel and starts to make trouble for Sterling. Marion Shilling is the girl. Plenty of funny gags and situations.

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**London Films Preparing Three**  
"Catherine the Great," with Douglas Fairbanks, Jr. and Elizabeth Bergner, in addition to "Private Life of Henry VIII" previously delivered to United Artists for release, London Film Productions is now preparing "Exit Dan Juan," starring Douglas Fairbanks, Sr. to be followed by "Zorro Rides Again," with both Fairbankses in it, and "Congo Raid."

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**Art Schmidt Joining Loew**  
Art Schmidt, formerly advertising director of the Loew's theaters in Detroit, will join the publicity department of Loew's Theatres Nov. 27. He will be in the home office assisting Ernie Emerling, according to a announcement of Oscar Doob, director of advertising and publicity for Loew's. Perry Spencer has been added to the Bronx publicity staff of Loew's.
“MILLION DOLLAR MELODY” STRIKES BOX-OFFICE TUNE; “HAS EVERYTHING”

Educational’s First Musical Comedy Runs Full Scale of Laughter and Song Entertainment; Public Responds to Big Name Short Features

Educational’s new big-star-name short features have struck the box-office keynote. This is evident from the chorus of praise greeting these showmen’s short subjects.

“Million Dollar Melody,” the first musical comedy in this sensational series, is swelling the Box-Office Hallelujah at the original Roxy. The astute Film Daily critic reports:

“A girlie-musical with a real story that has everything it is possible to put into two reels of melodic entertainment.”

Exhibitors who enjoy that sweet music, will join in the “Million Dollar Melody” chorus when they show this smart Jack White production.

But This Review Is News

Taking in a private screening of new Educational Pictures in his stroll “Along The Rialto,” Phil M. Daly wrote:

“There was a first-class exhibit of cartoon technique in Paul Terry-Toon’s “Beantown Jack”, but Paul’s outfit has been turning out class cartoons for so many years that it hardly constitutes news... a winner, very clever and funny... should prove immensely popular.

LILLIAN ROTH

who sings new song hits by James Hanley and Benny Davis in

“MILLION DOLLAR MELODY”

EDDIE CRAVEN

featured with Lillian Roth in “MILLION DOLLAR MELODY” as the composer who had to “die” to become famous.

DISTRIBUTED IN U.S.A. BY FOX FILM CORPORATION

Coming!

ERNEST TRUEx

as a nudist camp recruit in “MR. ADAM”

An All Christie Production

Stack this one up against the best of this or any other season. Adam’s battle against joining the Nudies for his health is a riot of comedy that just can’t miss.
Irving Trust Asks to be Dismissed as Receiver

Claims against the Orpheum Circuit total $6,348,753.53, it is stated in the final report of Irving Trust Co., receiver, filed in U. S. District Court yesterday with Oscar W. Herhorn, referee in bankruptcy. In the report Irving Trust asked to be discharged as receiver. Marcus Heineman was qualified on Oct. 2 as trustee for the circuit.

The report states that the (Continued on Page 2)

SAenger Circuit Expanding Again

New Orleans—Renewed expansion of activity by the Saenger circuit, which hints at reorganization shorty, is under way with leasing of a spot for a theater in the heart of New Orleans. The Lomo, Hattiesburg, will be reopened under Horace Loughland, and the Alamo, Vicksburg, under Jack Manning.

Code Will be Signed Soon
Kuykendall Says in St. L.

St. Louis—In an address before real estate President Ed Kuykendall of the M.P.T.O.A., said that he believed the President will sign the code within a few days. He (Continued on Page 3)

O'Reilly to See Rosenberg
Charles L. O'Reilly, president of the T. O. C. C. and who served as a coordinator during the New York industry code conferences last summer, will confer with Deputy Administrator Sol A. Rosenberg in Washington over the week-end. Although the nature of the meetings has not been officially revealed, it is understood that personnel of the local zoning and grievance board may enter the conversations.

New RCA Subsidiary May Be for Television

RCA is understood to be planning to organize a $50,000,000 corporation in addition to its recent subsidiaries. Specification of the company's function will be made when the company will function in connection with television whenever the parent corporation deems the market is right for its introduction.

WM. H. Davis Named Compliance Head

Washington—Deputy William H. Davis was announced yesterday as national compliance director succeeding Colonel Robert W. Lea, who was acting temporarily in that capacity. Davis' duties will be to act as liaison officer between the code authority organization and the (Continued on Page 2)

Cantor Abandons Efforts on Code

With his recent visit to President Roosevelt at Warm Springs a failure, as the Chief Executive would not discuss the film industry code with him, Eddie Cantor is understood to be ending his efforts to bring about modifications of its provisions to the liking of Coast producers (Continued on Page 2)

10 Warner-F. N. Releases Set for December, January


William Fox Charges Banker Told Hoover to "Lay Off"

Indie Houses Ordered To Observe 40-Hr. Week

Independent theater owners in the New York area who have been working employees 52 hours a week, claiming an exception to the NRA 40-hour week was granted by Deputy Carl Donowitz, have been ordered by the Local Compliance Board to adhere to the 40-hour schedule or lose their blue eagles.

15 Million Missing from Fox Theaters—Wm. Fox BELIEVE ONLY PARTS OF CODE WENT TO PRESIDENT

Final Orpheum Circuit Report Shows 6 Million in Claims

Will Dittenfass Dies Following Long Illness

Mark M. Dittenfass, pioneer in the film industry and for years in the laboratory field, died Thursday at his home in Grantwood, N. J., after an illness of several months. Funeral services will be held at 1 o'clock Sunday afternoon at the Riverside Memorial Chapel.

Code Still Not Ready for the Signature of Roosevelt

By WILLIAM SILBERBERG
FILM DAILY Correspondent, New York—While Deputy Sol A. Rosenberg informed newspapermen yesterday that the movie code had gone to Warm Springs, The FILM DAILY established the fact that the code is not yet ready for the President's signature and has not gone to Warm Springs unless only certain of its parts were taken there for inspection. Whether this (Continued on Page 3)

ANY CODE CHANGES VOID SIGNATURES

In event any changes are made in the code as signed by major companies affiliated with the Hays organization, these approvals will be automatically nullified, it was pointed out yesterday in New York. If alterations are effected by Gen. (Continued on Page 3)

MARK DITTENFASS DIES FOLLOWING LONG ILLNESS

Mark M. Dittenfass, pioneer in the film industry and for years in the laboratory field, died Thursday at his home in Grantwood, N. J., after an illness of several months. Funeral services will be held at 1 o'clock Sunday afternoon at the Riverside Memorial Chapel.

St. Louis Ushers Strike

St. Louis—Members of the new union were picketing the Grand Central and the Missouri theater yesterday after four ushers from the former house and six from the latter walked out on strike because an usher was alleged to have been discharged for union activities. The new union is seeking recognition and rigid enforcement of the NRA code. Theater managers claim they are living up to the requirements.

The Big Publishing Event Of The Year—The 1934 Film Daily Year Book.—Advt.
Wm. H. Davis Named Compliance Head
(Continued From Page 1)
mittee and the Secretary of Labor, chairman of the Federal Trade Com-
mission, Attorney General and Sec- 
retary of Committees. Frank Healy, 
former chief of the Blue Eagle Di-
vision, will head the trade practice 
amd administration and branches of the 
compliance division now set up.

Any Code Changes 
Void Signatures
(Continued From Page 1)
Hugh S. Johnson, or President 
Roosevelt the code will have to be 
re-submitted for okay by the inter-
ests which have already signed it. 
Expectations from authoritative 
sources, however, are that no fur-
ther revisions will be made follow-
ing the third edition, which is the 
one signed by a number of groups. 
“Even the insertion or changing of 
communions with new signatures, 
said one important executive 
yesterday.

9 Loew Houses Set “Henry VIII”
“Private Life of Henry VIII” has 
been set in at nine Loew key houses. 
The schedule follows: Nov. 27—Na-
tional, Richmond, and Norva, 
Folks; Dec. 1—Vendome, Nashville; 
State, Houston, and Grand, Atlanta; 
Dec. 2—Midlands, Columbus, Ga.; 
Colonial, Reading, and Regent, 
Harrisburg; Dec. 10, Victory, 
Evansville.

Erik Hakim Quits Cinema House 
London—Erik Hakim, a pioneer in 
presenting Continental film season-
his, has resigned as managing 
director of Cinema House to extend 
his activities in other directions.

Para. Tax Rebate Due to Mergers 
Washington Bureau of THE FILM DAILY 
Washington: Tax rebate of $7, 
204,412 from General Films, inc. 
assessment in 1929 was due to dup-
lications resulting from mergers of 
subsidiaries with the parent com-
pany, according to the Internal 
Revenue office.

Kenneth Macgowan Signs New Pact 
West Coast Bureau of THE FILM DAILY 
Hollywood—Kenneth Macgowan, 
producer, has received a renewal 
of contract from RKO. He is now 
preparing “The World Outside,” 
Ann Harding vehicle.

“Henry VIII” Opens in Stockholm 
Stockholm—“The Private Life of 
Henry VIII,” the London Film Pro-
duction released by United Artists, 
was accorded a tremendous 
opening in the city. The original 
members of the Royal family, 
government officials and society 
attendees.

Hollywood Exhibit in Pittsburgh 
Hollywood’s World’s Fair exhibit, 
showing how the studio operates 
the week’s stay at Gimbel’s department store. Luther 
Reed, Jane Starr, and Martin Bur-
ton feature the exhibit.

Final Report on Orpheum 
Shows 6 Million in Claims 
(Continued From Page 1)
receiver took over the circuit. It own-
ed and controlled 49 houses and 
that 29 had been dropped by Sept. 
15. The remaining 19 were owned 
by 12 subsidiary companies. An-
ual rentals as of Jan. 27 amounted 
to $541,438.33, and by Sept. 15 
had been reduced to $829,185.

7 More Silent Revivals 
For 55th St. Playhouse 
(Continued From Page 1)
Ten Commandments,” “The Patriot,” 
“Monsieur Beaucarne,” “Peter Pan,” 
and “The Sainted Devil.” Each sil-
it will be played from 3 days to a 
week, depending on business. Open-
ing Christmas week will be “The 
Two Orphans,” produced in France 
y Blue Ribbon Photoplays, in 
French dialogue with English titles. 
The second feature will be “Ariane,” 
made in France in English.

Jack Lyons Now Solo in Exchange 
Buffalo—Jack Lyons will continue 
operating the Buffalo Film Ex-
change following dissolution of his 
partnership with Basil Brady. Brady 
was said to have another independent 
film venture in view.

Buys “Enlighten Thy Daughter” 
Arthur Greenblatt has bought 
New York and Northern New Jer-
sey rights to “Enlighten Thy Daugh-
ter,” first of four roadshow pictures 
to be made by Exploitation Pictures, 
headed by Robert Mintz.

Para. Gets Haiti Film for England 
“Drums of Night,” which Orugra 
Films, headed by William Saal, has 
just completed in Haiti, will be re-
leased by Paramount in Great Bri-
tain as a quota picture. George 
Terwilliger directed, with Walter 
Sheridan as assistant.

Amity Buys “Puss in Boots” 
“Puss in Boots,” a Picture Classics 
featurette with a cast of 65 chil-
dren, has been bought for U. S. dis-
tribution by Amity Pictures, it 
announced by John M. Crinnin.

John E. Martin Dies 
John E. Martin, 77, former stage 
and screen actor, died this week. 
Funeral services were held yester-
day afternoon at auspices of the Actors 
Fund.

James Plunkett Dies 
James E. Plunkett, 50, former 
Keith booking agent and brother of 
Joseph Plunkett, died yesterday of a 
heart attack in Southern Pines, N. C.

C. M. Movie Ball to Admit Public 
The C. M. annual motion picture 
ball, which will be held Dec. 4 at Pa-Mor, will admit the 
public for the first time, according 
to Frank Hensler, chairman.

Eddie Cantor Abandons 
Efforts on Code Changes 
(Continued From Page 1) 
rition people. The comedian had 
been a leading figure in the Coast 
offensive against the code, especial-
ly on its clause dealing with control 
of big salaries and relations 
between agents, producers and 
players.

“All further statements on the 
campaign will come from the 
Cochran and Cantor yesterday in 
New York.

British Radio Stars in Musical 
London—A long list of radio 
stars, including Roy Fox and Band 
Anona Winn, Clapham and Dwyer 
Carmack, Eve Beck, Derek Othman 
and Mario de Pietro, Laurie Devine, 
Hugh E. Wright, Harry Champion, 
and Joseph Wilk, have appeared in 
“the Air,” British Lion musical 
comedy, just completed. Davy 
Burns, Reginald Parridell and Betty 
As- 
ley play the leads. Herbert Smith 
directed. Another British Lion pic-
ture, “Keep It Quiet,” with Frank 
Pettingell and Bertha Belmore, has 
gone in work with Leslie Hieon 
directing.

Developing New Color Process 
Audio Productions, headed by 
William Bach, is perfecting a new 
color process known as Cinecolor in 
its New York plant. The company, 
which is intended to be affiliated 
with Electrical Research Products 
Interests, is also planning to pro-
duce a series of shorts.

Saskatoon House Reopens 
Saskatoon, S. D.—The Empire 
has reopened with George Gratias 
as manager.

Sam Moscow in Boston Hospital 
Boston—Sam Moscow, Southern 
manager for Columbia, is ill in the 
Beth Israel Hospital.
15,000,000 MISSING
FOX SAYS AT PROBE

(ALONG THE RIALTO
WITH PHIL M. DALY

(Continued from Page 1)

chairman, to "tell the President and his own business.

Some statements made by Mr. Joe Donoghue, of the previous Broadway composite, that the banks had called loans on him before they were due, were refuted by a report yesterday's testimony, which indicated some of the loans were past due. The former film head was in the full of his completed case, but a charge against him, and the records of the Fox companies are being reviewed to determine whether there was a banker's conspiracy.

Code Will Be Signed Soon,
Kuykendall Says in St. L.

(Continued from Page 1)

The wealthy in their support. Speaking of the local usurers' activities, Kuykendall said the code as amended will help to place local directors or assistant managers on the same basis as managers so far as hours of work are concerned and that they must not be paid less than the minimum hourly wage for them.

"HAVANA WIDOWS"

by Joan Blondell, Glenda Farrell, Guy Kibbee, Lyle Talbot, Allen Jenkins, Frank McHugh

80 min.

HILARIOUS COMEDY ABOUT GOLDIGGERS PROSPERING IN HAVANA. ENTY OF ACTION AND LAUGHS.

Considered strictly on its merits as entertainment, this production is calculated to provide plenty of glee for any audience. The story itself is nothing much just a yarn about a couple of showgirls, Joan Blondell and Glenda Farrell, who discover they can make it in Havana in the game of shaking down some millionaires, so are supposed to be all over the place there, according to evidence brought by another showgirl. But all doesn't according to schedule. Guy Kibbee, led by the girls as their easy mark, can't pan out as they planned. Finally, Joan falls in love with Kibbee's Lyle Talbot. And on top of it they are pursued by Allen Jenkins, who forged bonds to protect the girls with pass money to Havana—though they told him they were going to Kansas to look for a sick mother. A lot of gag coming and going and other action keeps the girls going at a lively pace throughout.

Cast: Joan Blondell, Glennda Farrell, Guy Kibbee, Lyle Talbot, Allen Jenkins, Frank McHugh, William Covan, Ralph Ince, George Cooper, Maude Line, Charles Wilson, Gary Gown.

Director, Ray Enright; Author, Earl Baldwin; Adapter, Same; Cameraman, George Archainbaud; Direction, Snappy; Photography, A.1.

"TAKE A CHANCE"

with James Dunn, Cliff Edwards, June Knight, Lilian Roth, Buddy Rogers, Dorothy Lee, Lilian Bond

Paramount 80 min.

SCREEN VERSION OF BROADWAY STAGE HIT MAKES FAIRLY ENJOYABLE ENTERTAINMENT OF ITS KIND.

There are quite a few names in this production and it has been filmed pretty much along the lines of the stage version, together with the inclusion of some of the new songs, so that altogether it proves fairly entertaining even though it doesn't rank with the several other screen musicals shown recently. There's a plot in it, dealing with James Dunn and Cliff Edwards, carnival barkers who pick pockets on the side, and Lilian Roth and June Knight, sideshow performers. Disguised with the pickpockets, one of the girls goes to New York and becomes famous. Later the remaining trio follows on to the big city, where they get mixed up with a gambling joint and eventually are rescued by one of the girls and Buddy Rogers, the producer of her show. Locales include the usual backstage stuff, plus a swanky society bazaar on Long Island and some novelty sequences in the comedy line. Rowland-Blondie produced the picture in association with Laurence Schaub.

Cast: James Dunn, Cliff Edwards, June Knight, Lilian Roth, Charles (Buddy) Rogers, Lilian Bond, Charles Richmond, Dorothy Lee, Robert Gleckler, Lona Andre.

Director, Laurence Schaub; Montage, Blake; Authors, Laurence Schaub, Buddy De Sylva, Montage, Blake; Adaptors, same; Cameraman, William Stotier; Recording Engineer, Z. F. Tuthill; Dances, Bobbin Connolly; Music, Jack Gorney, Lou Alter, Herman Hupfeld; Lyrics, E. Y. Harburg, Billy Rose, Arthur Swanson; Editor, Robert Snoddy.

"THE WORST WOMAN IN PARIS"

with Benita Hume, Adolphe Menjou and Helen Chandler

Fox 78 min.

MILD AND MIS-TITLED ROMANTIC YARN THAT FAILS TO DEVELOP ENOUGH DRAMATIC STRENGTH.

In spite of the sensational intimations contained in its title, this is just a leisurely and comparatively straightforward affair about a girl, Benita Hume, called "the worst woman in Paris." Though no evidence is presented to prove it, and a playboy, Menjou, who is fed up with each other and decide to part. She quits Paris and proceeds to Kansas, where she is hurt in a train wreck and is forced to lay up at the home of Harvey Stephens, a young school principal. Romance springs up between them, but Benita finally pulls out of it on the ground that her notorious reputation would hurt his promising educational career, and she turns him back to his local sweetheart, Helen Chandler. Then Benita goes back to Paris, helps Menjou to get back on his feet in business, then marries him. Talk predominates over action, and the lack of any sprightly qualities in the script is a dulling influence on players. Jesse L. Lasky produced it.


Director, Monta Bell; Author, Monta Bell; Adaptors, Marion Dix, Monta Bell, Adolph Menjou; Liner, Roland-Blake; Recording, H. B. Mack; Recording Engineer, S. C. Chapman; Direction, Fair; Photography, OK.

BELIEVE PARIAL CODE TAKEN TOWARD PRESIDENT

(Continued from Page 1)

means it will be sent there in the next few days over the signature of Mr. Emmons, an act to be determined, but this was not believed probable.

F. K. also was a belief around NRA yesterday afternoon that the general may stay in Warm Springs over Thanksgiving, which might preclude any possibility of any formal announcement on it until the following Monday even if action was taken on it in the meantime.

The Deputy held a press conference yesterday afternoon and announced that the press a novel plan proposed to him for enforcement of the legitimate theater code whereby by Actors' Equity, L. T. S. and the American Federation of Musicians was said to be in full force, with the local actors being notified out all actors, stagehands and musicians from any theater that they were not going to play the legitimate code. The 63 min.

Ufa Passes Dividend

Dividend for the year ended May 31, 1933, has been passed by Ufa.

Boris Karloff in

"THE GOUL"

Gaumont-British 65 min.

SPINE-CHILLER GETS OVER REAL THRILLS WITH CARLOFF AS THE GOUL BEING THE MAIN DRAW.

Looks a return to the cycle of thrillers with "The Invisible Man" and now this offering from the London studios. The feature has some fine atmosphere in the English countryside. The screenplay, with the story opening on the secret of an Englishman who believes that his ancestors from an Egyptian temple, with his servant with the jewel and with the jewel the jewel be buried with him. But the servant withholds it, and the dead man becomes a living-dead ghoul, and goes wandering around at night searching for the jewel and vengeance. There is plenty of excitement and all sorts of suspense. The Karloff make-up and acting will send chills up and down the spine of the most blasé. The ghoul commits a murder and returns with the jewel for the rightful heirs in the other world. The thrill fans should go for it. There is some love interest and comedy and a suspense of the tension. Pia Carrot and build exploitation on the shadow angle. The director, an American, worked in some other countries.

Cast: Boris Karloff, Anthony Bushell, Dorothy Hyson, Cedric Hardwicke, Ernest Thesiger, Kathleen Harrison, Harold Huth, D. A. Coo-Smiles, George Mac Donald.

Director, T. Hayes Hunter; Authors, Dr. Frank King, Leonard Hines; Adaptors, Rupert Downie; Cameraman, G. Kranp; Recording Engineer, R. Birch; Editor, Ian Dalrymple.

Good, Photography, OK.
THE exceedingly fine grain of Eastman Background Negative easily meets the chief requirement of composite photography. But, in addition to minute grain this new negative has surprising speed and excellent processing characteristics. Exhibiting a rare combination of qualities, it stands out as a remarkable emulsion...one that is gaining in importance every day. You are urged to explore its wide possibilities. Eastman Kodak Co. (J. E. Brulatour, Inc., Distributors, New York, Chicago, Hollywood.)
M-G-M Passes Halfway Mark on 1933-34 Schedule

NEW PROBE LOOMS AS RESULT OF WM. FOX CHARGES

J. S. Indie Producers Face Loss of British Market

Revivals
— possibilities barely touched —

By DON CARLE GILLETTE

MOVIE attendance over the past three years averages a healthy 100,000,000 a week, compared to more than 100,000,000 in 1928-29. It means that the pictures released during this trio of seasons were not only 40 per cent or more of the nation's potential moviegoers.

There is no reason why that patronage could be considered entirely and permanently lost. Just as news is news until it has been tried, a movie is a new movie to most until they have seen it.

* * *

CONSIDERING that even in the boom years the saturation point in motion picture attendance had not been reached, on conditions get back to where a normal number of people are employed, and there is all that extra leisure created by a shorter work week, a great many of the past releases could come back and pick up a lot of the trade which they were able to get before.

All other ballyhoo to the contrary, every studio showman knows that the shortage change in the public pocket has been a chief factor in lower attendance.

Pictures, on the whole, not only have been better, but compared with the lower admission they have been such gains for amusement seekers that nobody could kick.

* * *

WHEN enough of the public does have money again, they not only will add current pictures more, but if the films are any better than those seen recently, the new productions will stand a fine chance of getting their deserved patronage. Even if only certain selected pictures are revived, such as those that won places in the Ten Best and Honor Roll, and presented in small houses as a repertory, some proceeds ought to run into a nice count.

And it would be mostly gravy for the distributors.

English Studios Catching Up on Low-Cost Films—80% Dual Houses

London—Distribution in England of American made independent pictures will continue at its present pace for at least another year, when it is expected British studios will be far more advanced as to produce the cheaper grade of product which will prove satisfactory to English audiences, in the opinion of British film authorities contacted by The Film Daily.

(Continued on Page 8)

7 SLATED TO START
AFTER LULL AT RKO

West Coast Bureau of THE FILM DAILY

Hollywood—Only one picture, "Rodney," is now in production on the RKO lot, but seven are about to go into work, with casting practically completed on five. Production will get under way next week.

(Continued on Page 7)

Code Adding 10 Per Cent
To Short Subject Costs

West Coast Bureau of THE FILM DAILY

Hollywood—An increase of 10 per cent will result in short subject production costs under the NRA motion picture code, it is estimated by producers here. Educational status

(Continued on Page 6)

26 Features Already Finished
By M-G-M on Current Program

West Coast Bureau of THE FILM DAILY


In addition, the following are completed and awaiting release dates:

(Continued on Page 6)

Music Hall Figures

Records are bad, though resold on a fast at the Radio City Music Hall that even the house can't keep track of all of them. "Farewell, Cavalcade," which in two weeks played to 172,535 and 172,508 admissions, respectively, still claims the record for the fortnight period, though inquiry at the Music Hall on Saturday elicited the info that even this record was in jeopardy. Figures published last week that "Little Women" dropped 25 per cent in its first week were somewhat under the actual attendance, the Music Hall contends.

20 BRITISH FILMS
FOR UNITED ARTISTS

In association with British & Dominions, United Artists will produce 20 features in England for current season, release President Joseph M. Schenck told THE FILM DAILY Saturday. Schenck sailed from New York within two weeks to discuss production plans in London. In cooperation with British producers.

(Continued on Page 7)

New Kandel Unit Plans
Features and 3-Reelers

Four roadshow exploitation features and eight three-reelers will be released by Our Gang Pictures Corp., newly formed by M. J. Kandel of Ideal Pictures and General Film Library. J. Fred Thompson, former secretary-treasurer of Principal Dis-

(Continued on Page 7)

Laemmle Tells of Trying
To Unload "Counselor"

Now that Universal's "Counselor at Law" has turned out to be a big hit, Carl Laemmle, confides, that he tried his best to sell the play but nobody would take it off his hands.

Universal paid a high price for the stage hit, Laemmle says, and when

(Continued on Page 7)

ST. LOUIS PRICE WAR
BEING HELD IN CHECK

St. Louis—Following a conference of representatives of all subsequent runs here, it has been decided that the admission price war should be confined for the present to the Grand Blvd. sector, where the combination policy St. Louis and Fox are the principal factors, with the Grand

(Continued on Page 7)

Low's 30th Anniversary

All Low houses in the metropolitan district will hold a 30th Anniversary celebration during January. Out-of-town houses have been invited to join with the New York theaters in the anniversary, which will feature four weeks of the latest M-G-M products, with the lobby displays of old photographs and relics pertinent to the industry.

Louis Mayer, Other Hoover Men May Be Called To Testify

Washington Bureau of THE FILM DAILY

Washington—William Fox's charges before the Senate banking investigation last week may lead to a new federal inquiry, particularly into the alleged changing of Justice Department records said to have been engineered by Louis B. Mayer. Senator Adams of Colorado, member of the Senate committee, demanded later that Mayer and officials of the Hoover regime be subpoenaed. At the same time Sen.

(Continued on Page 8)
**THE BROADWAY PARADE**

- Picture: *Christopher Bean*
- Take a Chance: *Patent 7,216,350*
- Universal: *104th Street*
- Public: *55th St. Playhouse*
- RKO: *54th St. Playhouse*
- Metro: *55th St. Playhouse*
- *Everest*
- **TWO-DAY RUNS**
- *Mam Zelle Nitchou (2nd week)*: *Paramount*
- *Mima Chéreau (3rd week)*: *Paramount*
- *Sam Sidders* (*4th week*): *Paramount*
- *Maurice Deering* (*5th week*): *Paramount*
- **FOREIGN PICTURES**
- *En Glad Tutt* (*2nd week*): *Lleaguer*
- *Mme. Zelde Nitchou* (*2nd week*): *Gleder*
- *Talma Mounet* (*2nd week*): *Glenner*
- *Friedrichstrasse* (*3rd week*): *Glenner*
- *Kodak Blvd.* (*3rd week*): *Glenner*
- *Kill* (*1st week*): *Glenner*
- *Nana* (*1st week*): *Glenner*
- **FUTURE OPENINGS**
- *Master of Mins* (*Nov. 27*): *Paramount*
- *Columbia* (*Nov. 27*): *Paramount*
- *RKO* (*Nov. 27*): *Paramount*
- *RKO* (*Nov. 27*): *Paramount*
- *RKO* (*Nov. 27*): *Paramount*
- *RKO* (*Nov. 27*): *Paramount*
- *RKO* (*Nov. 27*): *Paramount*
- **NEW YORK STOCK MARKET**
- *Net:* $34 3/8
- High: $34 5/8
- Low: $34 3/8
- Close Chg.: $34 3/8
- Am. Seát: 3 3/4
- Con. Fm.: 3 7/16
- Con. Fm. Ind: 9 3/8
- Con. Fm. Ind: 9 3/8
- East: Kodak: 80 3/8
- Loew's Inc.: 29 3/8
- Paramount: 44 3/8
- Path: Exch. A: 11
- RKO: 2 1/2
- Warner Bros.: 6 1/2
- **NEW YORK CURR MARKET**
- *Net:* $34 3/8
- High: $34 5/8
- Low: $34 3/8
- Close Chg.: $34 3/8
- Am. Seát: 3 3/4
- Con. Fm.: 3 7/16
- Con. Fm. Ind: 9 3/8
- East: Kodak: 80 3/8
- Loew's Inc.: 29 3/8
- Paramount: 44 3/8
- Path: Exch. A: 11
- RKO: 2 1/2
- Warner Bros.: 6 1/2
- **FINANCIAL**

**U. A. Publicity Changes**

Charles Leonard, who has been director of advertising and publicity for the United Artists Theater in San Francisco, has just arrived in New York to attend the opening of the M-G-M studio here. Leonard will continue his work with the studio here.

**Coming and Going**

SYDNEY TOWELL, Fox film treasurer, is due in New York tomorrow, and will attend the screening of *The Great Gatsby* at the Paramount Theatre. Mr. Towell will return to New York on Sunday.

SIDNEY B. KENT, Fox president, and MARY KENT, will arrive in New York on Thursday, and will spend the weekend here.

JOSEPH S. BARKER, manager in Chile and Warner Bros., arrives in New York tomorrow with his family on the Grace liner Santa Marta.

**MEETINGS IN NEW YORK**

JOE MCCONVILLE, Columbia sales manager in New York, has just returned from a trip to the west coast.

**RESEARCH OFFICE**

MRS. R. A. SCHULBERG, who is in charge of the research office in New York, will be away from the office for at least a month.

MR. AND MRS. S. L. ROTHFELD will join Miami in time to reach New York Dec. 5.

**A. M. AND A. M.**

**U. A. PUBLICITY**

**METROPOLITAN THEATRE**

**FILM DAILY**

**DIRECTOR OF ARTS**

**HOLLYWOOD**

**THE LOST CONTINENT**

with Clyde Beatty and the entire Hagenback-Wallace Circus of Wild Animals.

**MASCOT PICTURES CORPORATION**

1776 Broadway New York
Christmas Bookings

The December 9th issue of THE FILM DAILY will be devoted to Short Subjects and Features particularly suitable for Christmas week bookings.

Service!
**SHOTS FROM EASTERN STUDIOS**

*By CHAS. ALICIOATE*

DOROTHY STONE, daughter of Fred Stone and star of many musical comedy successes, and Gus Shy, stage comedian, have started work in "The Silver Lining," a two-reeler. Broadway's musical comedy revue at the Vitaphone Brooklyn studio. The short is really a miniature edition of the famous Ziegfeld stage success, "Sally." Stanley Smith plays the juvenile lead. Claire Whitney, star of the old silent days, Olina Rowland, stage comedian, Ditmar Poppen, baritone, and Alice Weaver, stage headliner, are also in the cast. The Vitaphone chorus of 16 beauties will appear with Stone and Shy in a series of dance numbers that are being staged by Paul Florenz. Joseph Hensabery is directing.

Ben Blue has completed work on his third Vitaphone two-reeler at the Brooklyn studio. This in Blue's first "Big V" comedy to be completed under his new 15-picture-three-year contract recently drawn up by Sam Sax, production chief of the Brooklyn plant. Sybil Bourne, who played opposite Blue, made her first appearance on the screen in the Blue two-reeler. Cyril Chadwich, Russell Hicks, Eddie Bruce, Allan Wood and Rosa Herta, making their Vitaphone debut, cost. Direction of this short, as yet untitled, was handled by Ralph Staub.

Sarita Romero, Brendon Peters and Norma Taylor have been cast for supporting roles in the new Educational-Coronet Comedy, as yet untitled, now shooting at the Astoria Studios. Charles Judels and Tom Patriola play the leading comedy roles.

Burgess Meredith, who will soon sign with a Coast Studio, opened Monday night in the leading comedy role in "She Loves Me Not" at the 40th St. theater. Last season Meredith made one of the hits of the year in "Little Ol' Boy" as the tough reform school boy.

**THE INDUSTRY'S DATE BOOK**

Dec. 4: Kansas City Film Row's Annual Charity Ball, sponsored by Kansas City Film Com., Inc. Frank Hender, M-G-M manager, chairman.

Dec. 5: Annual convention of Allied Theatres of Michigan, Hotel Pastime, Grand Rapids, Mich. ("Tentative").

Dec. 7: Opening Repul Gumbel, to benefit of Lomax Memorial and Relief Fund, Hotel Astor, New York.

Dec. 8: Theatrical Ball under auspices of Variety Club of St. Louis, Arcadia Ballroom, St. Louis.

**NEW BOOKS**

On the Art and Business of Motion Pictures

*HOW TO APPRECIATE MOTION PICTURES. A Manual of Motion-Picture Criticism Prepared for High School Students, by Edg Dale, research associate, Bureau of Educational Research, Ohio State University. Published by The McGraw Co., New York.*

In this volume of the group books being sponsored by the Pay Fund an attempt is made to provide a guidance for youth in the selection of worthy film entertainments. A general idea of the book's serviceability may be obtained by examination of the table of contents, which include chapters as follows: What is Motion Picture Appreciation? Shopping for Your Movies, The Histo of the Movies, A Visit to a Study Motion-Picture Reviewing, The Study of Photography, Seeing Sound and Music, Direction, Why Are Motion Pictures For?, Why Next?, Suggested Readings, and Glossary of Motion-Picture Vocabulary. At the end of various chapters there are lists of questions for review of the subject treated in that chapter. The volume is an instructive and well as an interesting book for persons both in and out of the film industry.

Making Industrial Air Film

Chicago—A two-reel sound film being completed by Progress Film Co. for American Airways. It was dramatize the movement of mail and merchandise through congested skies, and was produced under direction of Morris A. Epstein. Distribution will be in theaters as well as to business groups.

National Screen Adds Space

National Screen Service has leased additional space on the tenth floor of the Film Center Bldg. Compa already occupies the entire coast fourth and half of the nin floors.

**MANY HAPPY RETURNS**

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

*Nov. 25-26-27*

Margaret Livingston Lincoln Quibor Vera Reynolds Louis D. Light
Leon Holmes Frances Black Julian Johnson Philip Edging
John Hunter Booth Madge Hays
A Three-in-One Service to Exhibitors

Boxoffice
The Pulse of the Motion Picture Industry

Published in Seven Sectional Editions covering every phase of the Motion Picture Industry... Production... Distribution... Exhibition

Blind Booking Banished!

This little pocket-fitting book is proving a boon to exhibitors in the booking and selling of pictures. It eliminates all guess work. The unbiased reviews, printed in BOX OFFICE each week, with their practical selling suggestions become a part of the PICTURE GUIDE in visible index form. The information is there when you want it—at your fingertips. It shows you WHAT pictures to book—and HOW to sell them. It throws the floodlight of helpful, practical, information on all feature releases for your benefit and profit. It banishes blind booking.

Once every four weeks THE MODERN THEATRE is a part of BOX OFFICE. Its contents are designed to give advice and information to exhibitors in the care and maintenance of their theatres. It does not go in for technical literature. It deals in facts—practical and useful facts—as they relate to the box-office side of successful theatre operation. Money-saving ideas, money-making ideas are a part of the service of THE MODERN THEATRE.

Boxoffice
The Pulse of the Motion Picture Industry

“National in Scope—Intensive in Local Service”

Boxoffice hits you where you live

Boxoffice is your home trade paper

Date.................., 1933.
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Theatre
Address
City................................State
Signed................................Position
M-G-M Completes Half of Program

(Continued from Page 1)


Code Adding 10 Per Cent To Short Subject Costs

(Continued from Page 1)

that its total increase for the year may amount to $8000. The advance in costs is due mainly to shorter hours for actors and the minimum of $25 a day for "bit" players.

Frank Drew in Hospital

Cleveland—Frank Drew, M-G-M branch manager is at Charity Hospital, where he is reported to be resting comfortably after an operation.

Cleve. Exhibs Meet Tomorrow

Cleveland—The Cleveland Motion Picture Exhibitors' Banquet will hold a luncheon meeting tomorrow, at which time membership will hear a report of the Columbus meeting of the independent theater owners.

Sixth Week for "World Changes"

Warner's "The World Changes," starring Paul Muni, will be held for a sixth week at the New York Hollywood.

Ernest Truex Goes on Air

Ernest Truex, under contract to Educational for a series of two-reel comedies, starts a series of national broadcasts tomorrow to appear every Tuesday, Thursday and Saturday evening at 8 P. M. over WABC.

Preparing Fairbanks Story

London—Story preparations are now under way on "Exit, Don Juan," the Douglas Fairbanks starring vehicle for London Film Productions, which will be released by United Artists. Production is scheduled to get under way late next month.

M-G-M Completes Half of Program

(Continued from Page 1)

“Cat and the Fiddle,” “Dinner at Eight” and “Queen Christina.” Other in production, where present include “Hollywood Party,” “Laughing Boy,” “Malibou,” “Rip Tide,” “Sons of the Desert,” “Tarzan and His Mate” and “Viva Villa.”

A LITTLE from “LOTS”

By RALPH WILK

DAILY

HOLLYWOOD

WALTER WANGER has called off a European trip to start work on "Operator 13," next Marion Davies film at M-G-M. Wanger also is to supervise "Timber Line," Gene Fowler story. "The Latest from Paris," next for Joan Crawford, also starts at M-G-M as soon as the star returns from New York.

Claude Corbet has signed a new Paramount contract and will appear next in Cecil B. de Mille’s "Cleopatra."

Warren William begins work soon in Warner’s "Uplowward." Columbia has signed Mary Carlisle and Ben Alexander for "Once to Every Woman," and Dorothy Grainger and Jean Hart for "Hold Your Temper," Leon Errol comedy.

Sally Eilers will appear in "Baby in the Ice-Box," Charles R. Rogers production for Paramount.

An Dvorak has replaced Emily Lowry in Warner’s "Heat Lightning." Miss Lowry is busy in "The Earth Turns."

"Loops, My Dear" has replaced "Gold Jitters of ’98" as Hal Roach’s current Thelma Todd-Patsy Kelly comedy vehicle. Gus Meins is directing. Supporting cast includes Don Barclay, Wilfred Lucas, Billy Bletcher and others.

James Parrott, who was handed a long-term directorial contract last week at the Hal Roach studios, is a brother of Charles Parrott, who in real life is none other than Charles Chase of the films.

Louis Keaton, sister of Buster, has been signed for a new Educational-Mermaid Comedy which Charles Lamont will place in production this week, featuring Edgar Kennedy, Florence Lake, Dot Farley and Billy Eugene. Carroll Graham and Sam White will write the yarn. White will direct.

Roscoe Karns will appear in "Good Dame," B. P. Schulberg’s new Sylvia Sidney vehicle for Paramount.

Robert Young is the romantic actor selected to share with Loretta Young the love interest in "The House of Rothschild," in which George Arliss will star for 20th Century.

Wallace Smith has finished another novel, "Missie Cotter," his second published this year, in addition to his screen work.

Alfonso Corelli, musical director at Educational, is set for composers and arrangers. At 10 P. M. tonight, he was notified that a special musical number was needed for the next day’s shooting. The music, an original composition complete with arrangements and individual parts for a 20-piece orchestra, was delivered on the set the next day at 9 A. M.

Harrison Wiley, who designed the sets for "Cross-Country Cruise," at Universal, and "She Was His Girl," Paramount, will be the art director on "Mystery Squadron," a Mascot production.

Ralph Block is acting as president pro-tem of the Screen Writers Guild. John Howard Lawson, the Guild’s president, has died, and his two new plays, Oliver H. P. Garrett is acting chairman of the finance committee.

Jack W. S. Nelson has completed "Walking Under a Ladder," "Rabbit’s Foot" and "Three on a Match," subjects in his "Superstitions" sed. The pictures were directed by Ray Nazarro, with Jerry Ash doing the camera work.

"The Woman Who Dared," directed by Millard Webb and produced by William Beecher, is getting much favorable attention at its preview, Claudia Dell, Monroe Owsley and Lola Lane head the cast.

The title of Dore Schary’s original story, "Born Tough," made by Monogram, has been changed to "He Couldn’t Take It."

Ralph Bellamy will appear in Columbia’s "Once to Every Woman," with Walter Connolly and Pay Wray.

After suffering several days, Joan Blondell decided to undergo an appendicitis operation.

Katharine Hepburn will make a picture for RKO based on Joan of Arc. It is to start when she returns from her Broadway stage engagement.

Lee Tracy, on his return to Hollywood from Mexico, declared that they "got him all wrong" down there. The Mexicans are a very sensitive people and can’t afford to take offense even when no offense is intended.

Charles Lamont, who directed several "Frolics of Youth" comedies

7 SLATED TO START AFTER LULL AT RKO

(Continued from Page 1)

for Educational, will direct a "Mermaid" comedy.

Fred Quimby, M-G-M’s short subject sales manager, is here, conferri ng with Hal Roach and Henry Ginsberg of the Hal Roach studios.

Our Passing Show: Barbara Stanwyck has two stands-ins, each working half of her present picture, because both girls are needed—Patricia Ellis, who never had a chance to go to college, plays a college girl in "Harold Teen"; Allen Jenkins’ new bride has the prettiest smile; when Hugh Herbert can’t sleep he answers mailing that he is accumulated and gets to sleep real quick.

Maurine Watkins has been signed by RKO to write the screen play of "Dynamite."

Composing a suite entitled "Canine Moods," Dr. Hugo Riesenfeld has started work on Salient Pictures’ "Mating Time," writing the music and supervising the recording of the musical background of this picture, which is now being filmed at Mack Sennett studios. The work of composing the music and synchronizing the score is taking place at Meyer Synchronizing Service where Dr. Riesenfeld has established headquarters.

Although several studios are seeking his services for either one picture or a long term contract, Richard and Wallace is making plans for a trip to New York and perhaps to Europe. Since finishing "Eight Girls in a Boat," a Charles R. Rogers production for Paramount, he has read numerous stories submitted to him as prospective assignments.

Richard Dix has starred in nearly 75 features in the last 10 years.

Syracuse, N. Y.—The Arcadia, of which Maurice Fitzler is manager, has closed for an indefinite period.

Addison, N. Y.—W. A. Smith has reopened the Star.

Buffalo—The Fillmore has been renamed the "Little German Theater." German moving pictures are shown with English subtitles.

Greenwich, Conn.—William Michelson has opened the Greenwich Playhouse with straight films. Frank G. King is resident manager.

Bloomington, Ind.—With the recent installation of RCA Victor High Fidelity sound in the Indiana theater here, the H. P. Vonder-schnitt Theater Enterprises became 100 per cent Photophone equipped.

Chicago—Alvin D. Popell, formerly manager of the Grand, is now manager of the Essaness Keystone.

Chicago—Sylvanus Long has reopened the Bell theater at Bellwood, local suburb.

Detroit—Alterations are under way at the Lyric, downtown house owned by Ernest Blandell. House has been closed since spring.

Beaver, Mass.—Paul Purdy, formerly connected with the Granada, Malden, is now manager of the Larcom here, another house in the Ramsdell circuit.

Chicago—Jack Cooney has reopened the Ogden theater on the southwest side.

Canton, O.—Keith Chambers, late assistant manager of the Palace, Lockport, N. Y., for George R. Dels, has returned to his former post of assistant manager of the Palace here.

Akron, O.—Paul Bien, for several years with Akron district theaters and a well known publicity man, has joined WGAR, Cleveland.

Delphos, O.—C. Tempkin has reopened the Star.

Pana, Ill.—Harry Tanner has acquired the Illinois theater from Roy M. Kennedy.

McHenry, Ill.—F. B. Swanson has transferred the Empire to "Red" Johnson.

Matthews, who recently obtained the house from S. C. Halloway.

Bowling Green, Mo.—The Hucks-tre is now being operated by Mrs. J. Bondinier.

Mansfield, Mo.—The Mansfield, formerly the Paradise, has reopened under the management of Dean W. Davis.

St. Louis—The Venus theater is dark for the present.

Mattoon, Ill.—C. S. Ferris recently transferred the K theater here to E. F. Clarke.

20 BRITISH FILMS FOR UNITED ARTISTS

(Continued from Page 1)
menting on the film industry code, which he has opposed in part, Schenck said that he hopes President Roosevelt studies it further before signing the document.

New Kandel Unit Plans Features and 3-Reelers (Continued From Page 1) distributing Corp., has been appointed to represent him in handling his interests and exploitation of the first attraction, "Found Alive," featuring Barbara Bedford, Mary Murphy and Robert Frazer in "The Golden Ghost," the first three-reeler to be completed.

EVERY TYPE OF DANCING

RECURRING AND BUILDING UP— AND RECURRING

Ned Wayburn's famous one-hour "limbering and stretching" classes (Mondays to Fridays, including saturdays) $3 weekly—$6 biweekly. TAP — "Acrobatic" "Balloon" (classical—interpretive —too) — and "Musical Comedy" techniques and routines. Five weeks (morning or afternoon) $3 weekly—$6 biweekly.

BUSINESS GIRLS' AND WOMEN'S ONE-HOUR EVENING CLASSES 1/2 hour of "limbering and stretching"—and conditioning—and 1/2 hour of "Tap" and "Musical Comedy" dances). BEGINNERS—twice monthly, Mondays and Wednesdays—7:30 to 8:30 P. M.—$3 weekly. ADVANCED PU- BILS (with previous dance training) 7:30 to 8:30 P. M.—Tuesdays and Thursdays—$3 weekly. ONCE WEEKLY—Friday evenings—7:30 to 8:30 P. M.—$2 weekly.

CHILDREN'S CLASSES For both girls and boys—ages 8 to 16 years. Regular Saturday classes. Request training in "Tap" "Acrobatic" "Ballroom" (too) "Musical Comedy" dancing. Rate, paid by term in advance: FALL TERM (Starts next Saturday) $48. WINTER TERM (Begin- ning January 4th) $39. SPRING TERM (Commencing April 7th) $39. If three terms are enrolled $135. A choice of "German" or "Hungarian" and "Swedish" dances.

Free dancing tryouts at any time. No obligation. Call or write for free illustrated, 42-page booklet, "Your Career," or "Home Study Course in Stage Dancing."

NED WAYBURN INSTITUTE OF DANCING AND RADIO BROADCASTING SCHOOL Studio F2, 625 Madison Avenue, New York, N. Y. (Between 58th & 59th Sts. Tel. Wickers 2-4100)
NEW PROBE LOOMS FROM FOX CHARGES

(Continued from Page 1)

ator Gore of Oklahoma said Fox's charges of a conspiracy to take his properties should be probed more deeply and that Attorney General who filed the receivership action against Fox should be called to testify. Further inquiry into the charge that A. H. Wiggin had sent word to President Hoover "to mind his own business" also was urged. Wiggin, from New York on Saturday, denied having made such a statement.

The investigation will resume today and opportunity will be given to anyone desiring to answer Mr. Fox.

Exhibitors More Hopeful, McConville Found on Trip

Exhibitors around the country are mostly in a more hopeful frame of mind, with many of them already experiencing better box-office returns, reports Joe McConville, supervisor of sales for Columbia, on his return from a swing around the midwest territory. McConville says he opened several hundred new accounts and increased the business of several hundred others.

Amity Upheld in Suit

Motion to dismiss the complaint of Amity Pictures against Educational in its $600 suit for an accounting of distribution grosses has been denied by Justice Shientoag in the New York Supreme Court. Herman Goldman, attorney for Educational, was ordered to proceed to trial. Fpelson & Mayers appeared as counsel for Amity. The case will be tried early next month.

1934 Astrological Reel

Wynn, noted astrologer, will make forecasts for 1934 in a reel which Educational will release as the next subject in its Treasure Chest series. He will not only discuss the new year as it will apply to individuals, but what it will mean in national and international affairs.

WORDs and WISDOM

"The takes of today are the re-takes of tomorrow."—ERNST LUBITSCH.

"Talkies are a great medium, a really great medium, but they cannot take the place of the legitimate theater. They borrowed some of the good, but took most of the bad from the stage."—EVA LE GALLIENNE.

"There are not enough big people to go around."—SIDNEY R. KENT.

"Musical numbers on the screen should, in common with other screen entertainment, be based on the theory that moving pictures must have an educational, entertainment, and artistic value."—RICHARD BOLESJAVSKY.

Claim Arbitration Clause Voids Warner Franchise

Minneapolis—That the clause permitting arbitration of film rentals which the producer and exhibitor cannot agree upon a price, makes the Warner franchise illegal and not binding on either party, will be the defense of the company, defendants in a suit brought by Albert Lea Amusement Co., to force performance of the contract under franchise.

This surprise contention of the Warner franchise, drawn by the producing company legal department, is held indicative of the death knell of the franchise, the assumption it has outlived its usefulness.

The case is scheduled for hearing today. S. P. Halpern, local attorney, represents the plaintiffs.

An attempt by local exhibitors to boycott Warner pictures because of percentage demands fell through when Al Steffes, head of the exhibitor unit, told the members to abide by their agreements.

Cast of Chatterton's Next West Coast Bureau of THE FILM DAILY Hollywood—Cast of "Journal of Crime," Ruth Chatterton's next First National picture, has been completed by the addition of Claire Dodd, Henry O'Neill, Philip Reed, Edward Mclnade, Ruth Donnelly, Frank Reich, Henry Kolker, Leila Bennett and Harold Huber. Adolphe Menjou and George Barbier had already been selected for principal roles. "Journal of a Crime" is now in production under the direction of William Keighley.

Harry Sachs to Dallas

Cleveland—Harry Sachs, Warner theater feature booker, Mr. Sachs are leaving the middle of December to spend the Christmas holidays in Dallas.

INDIES FACE LOSS OF BRITISH MARKET

(Continued from Page 1)

Film Daily. Under present conditions the program-class British pictures will fall below the standard set by American made independents. Eighty percent of the theaters here now show double feature programs, an increase of 72 percent in the past three years. Twenty percent of all footages shown at English theaters must be British made, according to the quota which goes into effect next year, and it is predicted that more than that percentage will be available for at least 32 months. American independent shows looking to English distribution as a means of recouping production costs exclusive of American distribution, will be taken care of this year, but with present strides in British made pictures, it is expected that by fall 400 exhibitors will find that it will be possible to include their programs 50 per cent British film which will be entirely acceptable.
Dr. Lowell Expected to Present New Morality Code

CODE ANNOUNCEMENT IS DELAYED UNTIL TOMORROW

Cantor Pledges Fair Play as Code Authority Member

Says Overpaid Executives, Not Actors, Should Take Cuts

"Fair play in every decision we make and demand" was pledged by Eddie Cantor yesterday in his first interview since President Roosevelt appointed him and Marie Dressler to represent actors' interests on the code authority.

"Salary control is a matter of supply and demand," said Cantor. (Continued on Page 10)

Frank J. Wilstach, assistant to Will Hays in the Motion Picture Industry, and Distributors of America, died yesterday in the Manhattan General Hospital after an illness of four weeks. Born in Lafayette, Ind., Oct. 29, 1885, and educated at Purdue University, Wilstach had a wide acquaintance among authors, actors. (Continued on Page 9)

Formation of a new organization known as the Standard Theaters Corp., which will manage and control the merged interests of Warner Theaters, Criterion Theater Corp., Re- (Continued on Page 9)

Clarke Predicts Upswing

With Bureau of THE FILM DAILY
Washington—Receipts of the film industry this year may rise to $900,000,000 according to figures given by Harry L. Clarke before the Senate banking committee this week. Clarke said his own company, General Theaters Equipment, had experienced improved business in recent months.

Will Surely Find It in The Coming 1934 Film Daily Year Book.—Adv.

LOCAL 316 SUES 420 HOUSES CHARGING NRA VIOLATIONS

Suit for $1,000,000 damages against 420 independent houses in Greater New York, charging violation of the President's re-employment agreement, was filed in the Supreme Court yesterday by Local 316, Harry Sherman, president of the union, entered the suit, naming 150 persons and corporations as defendants. He charged that the defendants, after signing the re-employment agreement to cut working hours to a 35-hour week, actually raised them to 52 hours and reduced wages and staffs. Sherman also filed motions for a temporary injunction pending outcome of his suit to enjoin the defendants from continuing to carry out an alleged conspiracy against union. Names of the principal defendants are the Independent Theater Owners Ass'n and the Allied Motion Picture Operators Union. Motion will be argued Monday.

20% BUILDING BOOM

ONE PER CENT TAX BILL

IS SEEN BY OSTRER

On Board the Berengaria—Showing its biggest spurt in years, theater construction in Great Britain will be up 20% per cent greater this year than last year, it is estimated by Mark Ostrer, managing director of Gaumont-British, who arrived in New York yesterday afternoon. The Gaumont Company has six theaters. (Continued on Page 9)

One Per Cent Tax Bill

PASSES MISSOURI HOUSE

St. Louis—House of Representatives in St. Joseph yesterday passed Governor Parks' 1 per cent retail sales tax bill, at the same time overwhelming defeating the Ways and Means Committee's substitute of 1/2 per cent on retail sales and services for hire. The Park bill now goes to the Senate.

20% BUILDING BOOM

ALLIED SEEKS CODE FITTING ITS AIMS

Washington Bureau of THE FILM DAILY
Washington—Allied will take no definite position on the code pending a thorough analysis including the executive order and General Johnson's statements, said Abram P. Myers yesterday. From information at hand, Myers interprets the action to mean the President is determined to make the Government (Continued on Page 8)

William Fox's Testimony

Contradicted by Wiggins

Washington Bureau of THE FILM DAILY
Washington—Declaring that the story told by William Fox last week at the Senate banking investigation was "absolutely and entirely false," former President Albert H. Wiggins of the Chase Bank yesterday denied (Continued on Page 10)

Functions of Dr. Lowell on Code Expected to be Far-Reaching

Functions of Dr. A. Lawrence Lowell, former president-emeritus of Harvard University, 1890-1932, and chairman of the Motion Picture Research Council, are expected to be among the most important on the Code Authority, according to information obtained yesterday by THE FILM DAILY. In the appointment of Dr. Lowell, the President is said to have had in mind the tremendous national influence of the motion picture and the necessity, therefore, of supervision of certain phases, particularly the education of the public.

Dr. Lowell at present is at his home in Cambridge, but at the offices of the Motion Picture Research Council here it was learned yesterday that Dr. William H. Short, who has been directing the work of the Council in its several years of activity, will suggest a new morality (Continued on Page 11)

Changes in Film Code May Exceed Expectations—Effective Dec. 5

Washington Bureau of THE FILM DAILY
Washington—Due to the delay of General Hugh S. Johnson in returning to Washington from Warm Springs with the film code as signed by President Roosevelt on Monday, official release of the complete text did not take place yesterday, and is now expected to occur sometime today.

Deputy Administrator Sol A. Ro—(Continued on Page 11)

THIRD CODE DRAFT IS OKAY WITH KENT

On Board the Berengaria—Provided no material changes have been effected in the industry code since its third revision, Sidney R. Kent approves it, told THE FILM DAILY yesterday afternoon upon his arrival in New York after several weeks spent in England and France. The Fox president stated that he has been out of touch with developments since his trip began. Kent has no expectation of being (Continued on Page 8)

Double Feature Bills

Restored in Germany

First break in the German Government's film policy in permitting the return of double feature showings has just occurred, but whether or not it was due to the elections on November 12, probably will not be known for several months, when some film leaders think here, the single-feature policy will be restored, (Continued on Page 8)

No Paper Tomorrow

In observance of Thanksgiving Day, there will be no issue of THE FILM DAILY tomorrow.

Over 1,200 Pages Of Information—The Coming Film Daily Year Book.—Adv.
FRANK WILSTACH

Nov. 28, 1933

U. S. Films May Benefit
In Franco-German Accord

Paris—By the terms of the recent
French-German accord, the number of German films is restrict-
ed to 15 for the current cinematic year. It is estimated that the num-
ber of films from other countries can be increased by 15. The
French accord with the other countries restricting the number of
films have not yet been published. It would appear however that
if all the other accords are made along the same lines as the French
accord and the number of their films restricted to their present
proportionate share, the production of American films will be
strengthened.

'Man's Castle' Tops 'Lady'

Box-office reports received from Col-
umbia from first showings of 'Man's Castle' show that the Spencer
Tracy-Loretta Young picture is topping "Lady for a Day." In New
Orleans and Hartford, first of the bookings, receipts are reported
29 and 25 per cent. respectively, ahead of "Lady." In Cedar Rapids,
the Iowa Theater is holding over the picture for four extra days.

W. E. for Fox Paris Studio

Paris—Western Electric sound equip-
ment is installed in the Bag-STudio
being constructed for Fox at Saint Ouen. The apparatus will be
used chiefly for the dubbing of Fox's own pictures with French
dialogue.

RKO Signs Thelma Todd for Term

West Coast Bureau, THE FILM DAILY

Hollywood—Thelma Todd has been signed for a long term con-
tract. Her first role will be in "Strictly Dunamite."

Three Thursday Openings

The Capitol, Roxy and Hollywood will be opening their new bills to
the public on Thursday. "The Gog Lady" comes into the former
house, with "Hoo-pa" at the Roxy and "House and House on Fifth St." for the
Hollywood.

"Great Adventure" Retitled

The Great Adventure," Arthur
Hopkins—Mascot production to be released by Paramount, ha-
been retitled "Dick's Double Life." It stars Lillian Gish and Roland
Young.

New Jersey Allied Unit

Meets Dec. 19 in Trenton

Plans for holding its adjourned 14th annual convention, which
was adjourned in Atlantic City in October, in Trenton on Dec. 19, were made
at a meeting of Allied Theatres of New Jersey yesterday. Abram F.
Myers, chairman of the Allied na-
tional board, is expected to speak.
The independent producer situation was further discussed.

Sol Lesser Enthusiastic

After Film Survey Abroad

An enthusiastic attitude on film
conditions is reflected in cable dispatches from Sol Lesser, president of Principal
Distributing Corp., af-
ner several weeks of touring Eu-
rope, where he made a careful study of the film market. Lesser said he expected to sail from
New York the middle of this week, with several important deals closed and some announce-
ments to be made on his return that will have an im-
portant bearing on Principals future
policy.

4 F. N. Releases in Jan.

First National will release four
pictures in January. The first will be "Dick Hazard," Edward G. Rob-
inson's latest. The following week the "Big Shakedown," with Charles
Farrell, Bette Davis and Ricardo
Cortez, will be released. Then "Conventon City," with Joan Blond-
dell, Adolphe Menjou, Dick Powell
and Mary Astor, and "Beside,"
with John Saxon, are released.

Trade Notes

Moe Silver, now a Colonel

Moe Silver, Warner theater ex-
cutive, has been appointed a Colonel by Governor Ruby Laffoon
of Kentucky, as aide-de-camp on the Governor's staff.

Carter Barron a Daddy

Washington Bureau, THE FILM DAILY

Washington—Carter Barron, managing director of Loew Theaters
here, is the father of a baby.

Lambert Hillier Injured

Hollywood—Lambert Hillier, Co-
lumia director injured in an auto collision Monday, is on the way to recovery.

Wednesday, Nov. 29, 1933:

The Film Daily

Jack Alicato.
OUT OF THE RED
.... INTO THE BLUE

A "short" name to shout about as you haven't shouted since the days of Chaplin and John Bunny! Put it in lights.....
put it in your ads — BRING them to the first of his 6 sensational Vitaphone comedies, and they'll COME to the other five! The fun starts December 9th with "Here Comes Flossie"..... Don't let your opposition have all the fun!

BEN BLUE
6 "Big V" Comedies for 1933-'34

LATEST OF THE 65 STAR REASONS WHY VITAPHONE IS TOPPING LAST YEAR'S RECORD SALES BY 50%
THE NEXT DANCE IS

NASHVILLE's hot... Houston's stepping!
ATLANTA's in a whirl... WASHINGTON's
dizzy... RICHMOND and NORFOLK are on
their ears... PROVIDENCE's palpitating!
COLUMBUS, LOUISVILLE, INDIANAPOLIS
are shaking their hips... CHICAGO's nuts...
DENVER and ST. LOUIS are in a lather...

—and here's the
happy reason! She's
dancing with joy
in your heart!

—JOAN CRAWFORD, CLARK GAB

with FRANCHOT TONE, MAY ROBSON, WINNIE LIGHTNER, FRED ASTA
ROBT. BENCHLEY, TED HEALY and his STOOGES—ROBT. Z. LEONARD, Dir.

Screen play by Allen Rivkin and P. J. Wolfson, from the book by James Warner Bellah,
DAVID O. SELZNICK—Executive Producer, John W. Considine, Jr.—Associate Producer
URS!

"THE DANCING LADY"
A METRO-GOLDWYN-MAYER SMASH!
IN TEN DAYS!...
QUARTER OF A

Eye-staggering figures at Radio City Music Hall as “Little Women” crashes all show-world records and carries on into a third week for the first time in the theatre’s history!

...AND WHEREVER A HUMAN HEART BEATS...THE ANSWER IS THE SAME!

BY DIRECT WIRE FROM

WESTERN UNION

FOR THE THIRD TIME IN MY TWENTY YEARS IN THE BUSINESS I FEEL IT MY DUTY TO DO A RAVE OVER A PICTURE STOP LITTLE WOMEN OPENED IN THE SALEM THEATRE SALEM VIRGINIA A TOWN OF FIVE THOUSAND THEATRE SEVEN HUNDRED SEATS AS A TEST SHOWING LAST SATURDAY STOP THE PICTURE HAS PLAYED TO THREE TIMES AS MANY PEOPLE IN THREE DAYS AS ANY FULL WEEK SINCE THE HOUSE OPENED FOUR YEARS AGO AUTOMOBILES TRUCKS AND BUSES ARE BRINGING THEM IN FROM A RADIUS OF THIRTY MILES STOP HAVE ARRANGED TO HOLD THE PICTURE OVER FOR ANOTHER WEEK AND BUILDING GROSSES INDICATE A THIRD WEEK POSSIBLE A FOURTH LITTLE WOMEN WILL D THE BUSINESS MORE GOOD THAN ANYTHING PRODUCED SINCE ITS INCEPTION STOP GRATEFULLY=

BERNARD DEPKIN JR VIRGINIA THEATRE MANAGEMENT CORP

OPENING THIS WEEK IN OVER 200 KEY CITIES...RKO
MORE THAN A MILLION PEOPLE!

WESTERN UNION

MEMPHIS

MCA254 107 NL=MEMPHIS TENN NOV 24 1929

JULES LEVY=

RKO RADIO PICTURES CORP RKO BLDG NYK=

THOUGHT YOU WOULD BE GLAD TO KNOW THAT LITTLE WOMEN
SET NEW RECORD FOR MEMPHIS TODAY PLAYING TO SIX THOUSAND
FIVE HUNDRED FIFTY THREE ADMISSIONS ON THE MATINEE ALONE
STOP AN UNBROKEN LINE OF ONE BLOCK LONG MARCHED
CONTINUOUSLY TO THE BOX OFFICE FROM ELEVEN AM TILL FIVE
IN THE AFTERNOON STOP NIGHT BUSINESS WAS Affected BY
AN NRA PARADE THAT LASTED OVER FIVE HOURS HOWEVER
BUSINESS WAS FAR ABOVE AVERAGE STOP PUBLIC AND PRESS IN
EMPHIS ACCLAIM LITTLE WOMEN THE FINEST PICTURE THE SCREEN
IS EVER OFFERED MAY I EXTEND MY CONGRATULATIONS TO RKO
AUDIO PICTURES FOR THIS TRULY FINE PRODUCTION AND BOX
FACE ATTRACTION REGARDS=

ROY PIERCE ORPHEUM THEATRE.

YESTERDAY I PREVIEWED LITTLE WOMEN
WITH A GROUP OF PEOPLE AND IT WAS
MY INTENTION TO WRITE YOU IMMEDIATELY HOWEVER I WAS SO COMPLETELY
STUNNED BY ITS SIMPLE GRANDEUR I COULD NOT GATHER MYSELF TOGETHER
TO WRITE YOU. IT LIFTS THE INDUSTRY TO
NEW HEIGHTS AND IT SHOULD EASILY
WIN ALL THE NINeteen THIRTY THREE
Awards. MY WIFE AND SEVERAL OTHER
LADIES HAD INTENDED TO GO TO AN-
OTHER SHOW AFTERWARD AND THE
Greatest compliment they could
PAY THIS PICTURE WAS TO SAY IT
WOULD BE SACRILEGIOUS TO SEE ANY
OTHER PICTURE DURING THE SAME DAY
THEY HAD SEEN LITTLE WOMEN THERE-
FORE THEY WENT HOME TO PONDER
LITTLE WOMEN. I CAN NOW SEE WHY I
RECEIVED FROM YOU THE MOST GOR-
GEous PRESS BOOK AND PRESS ACCEs-
SORIES EVER CREATED FOR A PICTURE.
I RAISE MY HAT TO RKO FOR PRODUC-
ING LITTLE WOMEN AND SAY I AM VERY
PROUD TO BE THE POSSESSOR OF THIS
PICTURE IN SEATTLE PORTLAND AND TA-
coma. KINDST REGARDS.

JOHN HAMRICK.

KATHARINE HEPBURN
in
"LITTLE WOMEN"

BY LOUISA MAY ALCOTT with
JOAN BENNETT . PAUL LUKAS
FRANCES DEE . JEAN PARKER
EDNA MAY OLIVER . DOUGLASS
MONTGOMERY . HENRY STEPHENSON
DIRECTED BY GEORGE CUكور

RADIO'S THANKSGIVING GIFT TO ALL THE WORLD!
**SHORT SUBJECTS**

Smith and Dale in

"Hot Daze"

20 mins.

Columbia

Mildly Funny

A lot of typical Smith and Dale nonsense, but not quite as funny as some of their past efforts. It's a drawn out affair in which one of the lads tries to sell fire prevention apparatus to the other while his horse is on fire. After a lot of dickering in the house, they go to the fireman's office, where some demonstrations take place. Including a fire hose spraying water all over the place, then back to the house, where the fireman collects his money, after which it is discovered that the supposed fire was just a burning stick in the kitchen.

Leon Errol in

"Autobography"

RKO

18 mins.

Fair

This reel would be big at an automobile dealers' convention, but for general distribution it does not warrant a high rating. Errol sets out to buy a new car. The sales talk at the dealer's showroom is an exaggerated idea of the usual patter. The salesman manages to confuse Errol, who is doubly confused by the manager's questions. Errol buys the car and while crossing the California-Nevada line the machine breaks down. It ends with the Nevada auto club wrecking truck pulling one half back into Nevada and the California truck pulling the other way.

Bert Lahr in

"Hizzoner"

RKO

19 mins.

Okay

This is the first Van Beuren-Neyor Davis musical show. The show is practically all Bert Lahr, with short vocal numbers by James Melton and Rosetta Snow. The picture shows Lahr as a dumb policeman selected to run for mayor. All goes well until the opposing party frames him and he is discovered to be a hotel room with a beautiful blonde. Lahr uses all his laugh-provoking tricks and his followers should be more than satisfied. Melton and Miss Sayers have too little to do and their numbers are not especially interesting. The film has a wow surprise finish.

George Raft to Star

West Coast Beat, THE FILM DAILY

Hollywood—George Raft has signed a new contract with Paramount which elevates him to stardom. Hereafter he will be starred and rostered as a featured player.

John Wayne in

RIDERS OF DESTINY"

Monogram

60 mins.

FAST ACTION WESTERN HAS PLENTY OF SIZZLING GUNS AND FIGHTS WITH GEORGE WAYNE SCORING.

Here is a peppy western that moves fast all the way and has an unusually intelligent and well constructed plot for this type of opus. John Wayne is under cover while the time as a secret service agent sent by Washington to help the ranchers who were in the midst of a flight with a local bad man who had tied up all the water rights by tricky legal methods. They were in a fair way to lose all their land till Wayne got the lowdown on the gang leader's method of operation and pulled a fast one on him. He induced the gang leader to dynamite the well on the girl on the Island of Cuba, destroy the water for the entire valley, and destroyed his stronghold. There is a continuous road of action stuff worked in logically and the scenario avoids the routine hike that usually overloaded these westerns. John Wayne handles himself well in the saddle and in the scene with an Apache warrior, one can look this without any worry that it will please the thrill fans.

Cast: John Wayne, Cecilia Parker, George Hayes, Forrest Taylor, Al St. John, Horne Conklin, Earl Dwire, Latee McKee Director, R. N. Bradford; Author, same; No other credits listed.

Direction, Good Photography, Okay.

Pathe Review No. 2

RKO

8 mins.

Fair

"How the Earth Was Born" is the first subject in this short and concentrated subject which shows how the development of the earth, 5,000 million years ago, came about. The second theme is "History." The film is dull and uninformative. "Sailor, Beware," which follows, consists of several scenes of girls sailing a sloop. The scenes are well photographed, but provide little interest. The next subject is "Amelia Earhart," which is cleverly handled and will please the kids. It shows a mother bunny in search of a wandering daddy bunny.

"Cuba"

(Vagabond Adventure)

RKO

10 mins.

Good Travel Film

Life on pre-revolutionary Cuba, including historical points of interest, Havana, Sans Souci, "Sloppy Joe's" and other well known places and clearly and entertainingly shown in this release. The film covers many miles of ground and the descriptive matter, narrated by Aloys Haverhill, has been carefully constructed.

The Little King in

"On the Pan"

(Soglow Cartoon)

RKO

7 mins.

Fair

This is the third of the series produced by Van Beuren. The King decides to go hunting wild game. With much pomp he departs, but

Boots Mallory in

CARNIVAL LADY"

Goldsmith Pictures

RAMBLING YARN WITH CARNIVAL ATMOSPHERE POORLY MOTIVATED AND FAILS TO SCORE.

This is a jumble of a lot of incidents set against a carnival background, with the rich youth who has lost his fortune joining the carnival as a cowboy, high diver and winning the love of the girl who does the come-on act for one of the side shows. It is all the Chico and Fats talk, and fails to register because of its lack of conviction. Boots Mallory walks through her part and Allen Vincent seems miscast in the part of the youth who goes carnival. The scenario is very talky and filled with a lot of incidents that have nothing to do with the main story. Vincent joins the carnival, and takes the place of the lad who is injured and his racketeer and says he doesn't think society youth can qualify for this dangerous professional stunt is not disclosed. It rambles on through a mass of incidental business and works with the killing of the rival diver who comes back to claim his job and his girl whom he social glad had stolen. For the cheese houses only.

Cast: Boots Mallory, Allen Vincent, Donald Kerr, Rollo Lloyd, Jazzy Bob, Gertrude Astor, Anita Faye, Richard Hayes, Earl McDonald, Kit Guard Director, Howard Higgins; Author, Harold Greer; Cameraman, Edward Kuff Direction, Weak Photography, Fair.

Allied Sees Code
Fitting Its Own

(Continued from Page 1)

Allied Sees Code Fitting Its Own (Continued from Page 1)

The influence felt in the industry so that practices which have given rise to so much turmoil and have resulted in many appeals to government for intervention, may be ended. He said this was the result of what he contemplated by the requirement of a full report within 90 days on all film agreements and the methods which means a report to the President by his representatives of the Code Authority, it conforms to suggestions made by Allied Nov. 13.

Allied also is concerned as to the meaning and practical effect of the provision vesting final decision on all questions with the Administrator. Right of appeal to an unbiased federal agency has been an important part of the Allied policy since its formation, Myers said.

The current subject will be considered at the Michigan Allied convention, Dec. 12-13 in Grand Rapids by the managing committee appointing the Administrator.

Allied's analysis of the code will be issued later in the week.

**THIRD CODE DRAFT IS OKAY WITH KENT**

(Continued from Page 1)

Kent leaves New York for a visit to the Fox Coast studio. Arriving with him yesterday were Mrs. Kent and Walter J. Hutchison, managing director for Fox in England.

Double Feature Bills
Restored in Germany

(Continued from Page 1)

A feature of the Film Chamber's recovery program was the elimination of the order of all double feature bills. This was said to have been effective on Sept. 15, but, according to reports coming to Berlin, many German cinema-owners completely ignored the order and continued to release double and triple-feature bills in order to protect their investments. Drastic means would have been employed to bring their recalcitrants into line had not a special election recently been ordered. Instead, it seems, the Film Chamber, anxious to appease its provincial cinema-owners and eliminate orders that programs thereafter may be unlimited as to footage, as against the study ordered limit of 25 meters per show, and, in addition to a feature of any length, they may include a second feature of not more than 1,000 meters.

As regards American trade benefits from this amendment, a check up reveals that but 12 or 15 features can be cut so as to qualify under this footing as adequate entertainment.

Vitaphone Signs Gertrude Niessen

Gertrude Niessen, radio singer, has been signed by Sunco as charge of production at the Vitaphone Brooklyn studio, to appear in all Vitaphone singing, the revised version of "Sally," in which Doro thy Stone is starred. Gas Spy, Stanley Smith, Olin Howland, Cliff Whitney, Dilmar Poppen, Allen Faye and a chorus of 14 Vitaphone beauties are in the cast.

First in 13 Years

Toledo—for the first time in 13 years, theater here will hold a picture over for a second week, Wausau Daily Record DAILY, "The Private Life of Henry VIII."
20% BUILDING BOOM IS SEEN BY OSTRE

(Continued from Page 1) 

under construction, bringing its circuit up to 378. Theaters being built seat 2,000 or more in each instance, said Ostrer.

Gammy will produce between 20 and 25 features this year, the executive told THE FILM DAILY. He goes to Milwaukee today on personal matters, later returning to New York for a stay before returning to England.

Corroborating Mark Ostrer's statements about increased theater building activity in the United States, a dispatch from London report that the Oscar Deutsch circuit, now numbering 50 houses, will soon be increased by about 12 more. C. J. Donada is building about half a dozen theaters and acquiring seven or eight more. Bernstein Theaters is building four super's at present, while the Morris group, with eight houses open, expects to have 20 by the end of the year. Other small circuits that are expanding include Mistlin & Lee, Shipman & King, Hancoek and several more.

Warners and Cooper Pool Oklahoma City Theaters

(Continued from Page 1)

eral Theaters, Inc., and J. H. Cooper Theaters in Oklahoma City, effective Dec. 1, was announced yesterday by Joseph Bernhard, General Manager of Warner Theaters. Theaters in the deal are the Empress, Folly, Liberty, Mid- west and Palace. The Criterion has been pooled by Criteron Theatre Corp., and the Ritz, Circle and Victoria theaters have been pooled by Regal Theaters. The Coopers will have active charge of the management of the theaters under the pooling arrangement.

THE INDUSTRY'S DATE BOOK

Dec. 4: Kansas City Film Row's Annual Charity Ball at the Plaza Hotel, Kansas City. Frank Hensler, M-G-M manager, chairman.

Dec. 7: Lambs Highball for benefit of Lambs Memory and Relief Fund, Hotel Astor, New York.


Dec. 9: Theatrical Ball under auspices of Variety Club of St. Louis, at the Academy Building, St. Louis.

Dec. 10-11: Convention of M.P.T.O. of North and South Carolina, Charlotte, N. C.


Dec. 19: Adjourned annual convention of Allied Theater Owners of New Jersey, Tren-

Dec. 31: Motion Picture Salooners' twelfth annual New Year's Dinner-Dance, Hotel Plaza, New York.

F. J. WILSTACH DIES FOLLOWING ILLNESS

(Continued from Page 1)

and producers in the American entertainment industry. He had an encyclopedic knowledge of the American theater and many notable figures of the American stage have been helped in their rise to fame by the exploitation campaigns conducted by him. During his professional career he was business manager of such prominent stage figures as De Wolf Hopper, Viola Allen, William Faversham, Mrs. Leslie Carter, E. H. Sothern and Julia Marlowe.

He was the author of "Whitlock's Dictionary of Similes," "Wild Bill Hickok," and "The Prince of Pistolet's" and was a prominent member of the Lambs Club.

"Kindly, sympathetic, able, his loss will be felt deeply by the many hundreds that came in contact with Frank J. Wilstach, both in business as well as in social life," declared Will H. Hays, who was a man of terling character.

Wilstach, who lived at 520 Manhattan Ave., was survived by his wife and son, John.

Funeral arrangements had not been completed late yesterday.

Asher Gets New England Rights

New England distribution rights to "Enlighten Thy Daughter," first of four road show features to be produced by Exploitation Pictures, have been acquired by Harry Asher of American Pictures, Boston. Robert Minto, president of Exploitation, handled the deal for the production company.

Closing Keith's, Grand Rapids


MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrat-

ing their birthdays:

Nov. 29-30

Mildred Harris
Harold Beaudine
Genevieve Toye
Naomi Ruth Stevens
Louise J. Redler
Karl Strauss
Jacqueline Logan

Rod La Rocque
Harold Beaudine
Genevieve Toye
Naomi Ruth Stevens
Louise J. Redler
Karl Strauss
Jacqueline Logan

THE DAILY
A LITTLE from "LOTS"

By RALPH WILK

HOLLYWOOD

MYRNA LOY, Robert Young and Director Richard Boleslavsky have signed new long-term contracts with M-G-M. Miss Loy's new assignment will be "November," which William Wellman will direct, with Clark Gable in the principal male role. Robert Young has just been added to the cast of "Old Hannibal," May Robson's forthcoming starring film, and Boleslavsky has just completed direction of Robert Montgomery's "Free, White and Desperate." The latter film was formerly known as "Transcontinental Bus."

Betty Furness has had her option renewed by RKO. Her next assignment will be a featured role in "Just Off Fifth Avenue," which Wanda Tuchock and George Nichols will direct.

Wanda Tuchock, incidentally, becomes the second woman director in pictures. The other is Dorothy Arzner.

Donald Cook is another addition to the cast of M-G-M's "Viva Villa," starring Wallace Beery.

Richard Dix's next RKO vehicle will be "The Crime Doctor," by Michael Zangwill. Jane Murfin will write the screen play.

"Night Flight," which Clarence Brown directed for M-G-M recently, served as the basis of a sermon by Dr. Hendrick Van Dyson, Alvaquinas minister. As a result, Brown has received numerous complimentary letters from members of the congregation.

Beatrice Van has been added to Educational, tentative writing staff and has received, as her first assignment, the next Andy Clyde comedy.

Shooting will commence Dec. 10 on Warner's "The Dragon Murder Case," the latest of the S. S. Van Dine thrillers, in which William Powell will once more appear as the super-detective, Philo Vance.

Graham Baker and Gene Towne have been signed by Charles R. Rogers to prepare an original screen story, "It's a Pleasure to Lose," based on the career of Nick the Street, whose Raft will have the leading role.

Charles Lamont has just placed in production the third comedy in Educational's new Mermaid series, tentatively titled "The Fur Flies," it will feature John Sheehan, Elinor Donahue, Tom Keene, Neil Pratt, Dorothy Dix, Herman Bing, Fay Pierre, Billy Cinders and George Montana.

Jack Hays, producer of Educational's Baby Burlesks, is preparing to start on the second in the current series. The new comedy will be a football story, Glory Ann White will replace Shirley Temple in the leading lady role, Shirley having passed the age limit of the Baby Burlesks. She has been graduated into Educational's Frolics of Youth series.

Dorothy Dell, the "Miss Universe of 1932," has been assigned by Paramount to a featured role with Sylvia Sidney in B. P. Schulberg's "Good Dame" as her first talking screen role.

Minnia Gombell has been signed by Charles R. Rogers to play the leading female comedy role in "No More Women," starring Robert Low and Victor McLaglen. Sally Blane is enacting the romantic lead. Albert Rogell is directing for Paramount release.

Included in the number of comedians who will assist Leon Errol in Columbia's short feature, "Hold Your Temper," are Eddie Borden and Arthur Hoyt. Sam White is directing. Dorothy Granger and Jean Hart also have prominent parts.

Shooting has been finished on the new Educational-Andy Clyde comedy, "Stirrups," tentatively written by Carnegie of Gypsys," which Harry J. Edwards directed with a cast which includes, in addition to the comedy star, Addie McPhail, John Sheehan, Betty Boyd, Lloyd Hamilton, Spec O'Donnell, Cecilia Parker, Lynton Brent, Fern Emmett and others.

Herman Timberg, for years an actor, composer and writer in the musical comedy field, has joined the writing staff at Paramount, his first assignment being added dialogue for "Six of a Kind."

John Miljan is one of the busiest free-lance actors on the coast. He is playing an important role in "The Poor Rich."

Crusiger to Sandusky

Canton, O.—Dick Crusiger, manager of Warner's Alhambra, has been transferred to the Plaza, Sandusky, also a Warner house. He is succeeded here by John Strachan, formerly of the Hippodrome, Cleveland.

(Continued from Page 1)

and the producers will see the wisdom of dropping the salary control clause. After all, the producer doesn't pay; it is the public that does. Furthermore, the producers have never reached a point where they will meet together on common ground. They are not on the level with each other.

"Rather than lower salaries of stars whose value has been proven at the box-office, reductions should be made in the salaries of highly-paid executives who contribute little to the production of pictures."

"I am not in favor of the clause that prohibits negotiations between actor and prospective employer corporation or individuals for 30 days before the actor's contract expires. However, everything in the code should be given a fair trial. Pictures should be cleaned up. Dirty pictures are a disease and must be eliminated. I can distinguish right from wrong, and that will be my policy in all matters that come before the board. I am a citizen first and actor second."

"As to the selection of Miss Dressler, I can only state that no one in the industry has ever lived. The President has been wise in selecting that great woman. I have been asked why the producers have not been represented on the board. Let me state that it is possible that Miss Dressler and Eddie Cantor might be the producers' choice. After all, they have been on the arbitration board for a number of years. I don't know what other candidates there might be, but I do know that we shall stand for justice and fair play in every decision we hand down."

William Fox's Testimony

Contradicted by Wiggins

(Continued from Page 1)

to the Senate committee that he had ever sent word to President Hoover to "mind his own business." Wiggins verified figures showing that the Shermar pool operations in Fox Film stock made $332,410 and lost $1,572,752 in General Theater Equipment stocks. Shermar participated in 13 pools in the two stocks with Charles Street. Figures also were introduced showing that Shermar had profits of $161,011 from pool operations in other subsidiaries of T.G.E., the International Projector Corp. and National Theater Supply.

Principal in Film Center

Principal Distributing Corp. has leased space on the seventh floor of the Film Center through Erwin S. Wolfson, brokers.

Wm. Barry at Poli, Meriden

Wm. Barry of Meriden, Conn.—William F. Barry has been named manager of the Poli.
CODE ANNOUNCEMENT
IS DELAYED A DAY

(Continued from Page 1)

\(\text{NEW, ultra-modern equipment and a specialized study of effects are among the services offered to eastern studios by Audio Productions, Inc., and already used by RKO Pictures.} \)\n
**SHORTS from EASTER STUDIO**

By CHAS. ALCIOATE

**ALICATE**

NEW, ultra-modern equipment and a specialized study of effects are among the services offered to eastern studios by Audio Productions, Inc., and already used by RKO Pictures.

**Shooting was completed yesterday at the studio of Com-**

**ediey Gower, who has appeared in more than 200 roles in many of which his character was of the stage, is the newest addition to the cast of 'The Social Regis-**

**program, presented by Colleen Moore, and now in production at the Eastern Service Studio in Astoria, under the direction of Marshall Neden. It is Gower's first motion picture.**

**A one-reeler for release in the Educational treasure chest series, featuring "Wynyn," noted astroturist, depicting the destinies of life for 14 years, has been completed at the West Coast Service studio.**

**Jottings: Work of reconstructing the Biograph studio into a modern sound film plant is expected to be completed and ready to turn over to its operators by Dec. 5. H. H. Rogers, Jr. is looking over feature material with the intention of starting production in the near future. Ray McCarey, who planned to bring his family east were he now directing shorts, is holding them on the coast, pending the outcome of negotiations on an offer for direct feature comedies in the west. A series of six features, with three to be made in the east, planned by Joney Walker. Opening of the Fox studio on 57th St., or the enlarging of the Fox Movietone studio on 54th St., is being considered for the demands of eastern producers.**

**Margaret Livingston (Mrs. Paul Whitman), who returned to the public in "Social Register," now in production at the Eastern Service studio, has been cast for an important part in the musical, "Sweet Adeline," to be produced by Row-**

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Special weekly and monthly rates

The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure.

Every room has private dressing room, bath and shower. Beds "built for rest." Every modern convenience. Fine foods at reasonable prices. Convenient parking for your car.

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Vine at Hollywood Bvld.
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OF PARENTAL PRUDERY
WITH A CAST OF
BROADWAY STARS

ENLIGHTEN
THY DAUGHTER

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CABLE: WEISSPICT, N. Y.
Six Important Issues Are Omitted in Final Code

Only Minor Alterations Made After Third Draft by Rosenblatt—Duration of Suspension of Salary Clauses Not Indicated

President Roosevelt signed the motion picture industry code without changes as submitted to him by Administrator Hugh S. Johnson and as drawn up by Deputy Administrator Sol A. Rosenblatt, whose final draft embodied only minor changes as compared with the previous (third) revision, it is shown by a comparison of the complete official code text, released in Washington late Wednesday. The few revisions made, aside from insertion of the Code Authority personnel, which was first published in full by THE FILM DAILY on Oct. 27, were almost exclusively for the purpose of clarifying various clauses. That there would be no important changes in the code after the third draft was forecast exclusively by THE FILM DAILY on Oct. 27.

Through revision of the clauses dealing with the Code Authority, provision is made for the selection of permanent alternates by members of this body, each appointment being made with the approval of the Administrator. A new paragraph also provides that “no employer in the industry shall have more than one representative at any time upon the Code Authority.”

Alteration of the clauses regarding free lance players qualifies them as “receiving compensation of $150 or less per week” for the purposes of a standing committee, to be appointed by the Code Authority, to supervise relations between producers and this class of players.

In connection with the local determination plan covering premiums, the final version of the code authorizes the local clearance and grievance boards to define the voting areas set up under the arrangement. In the previous draft existing film zones were regarded as the territories in which the practice can be prohibited when 75 per cent of active theaters affiliated with companies within these areas agreed to it.

THE suspensor is over. The signing of the Code of Motion Pictures by President Roosevelt makes it possible for a great industry to again push forward unhampered by the uncertainty of the rules and regulations under which it is to operate. It is violating no confidence to say that the completed code, carried in full in this issue of THE FILM DAILY, does not meet with the full approval of all. Even the most optimistic did not expect that. As we see it, in these wishes hours of the morning and fresh off the wire from Washington, it does represent a happy and reasonable compromise. We firmly believe that it will result in the greatest good for the greatest number. What has gone before does not matter. The framing of the code was hard

(Continued on Page 27)

The NRA Motion Picture Code

The Daily Newspaper
Of Motion Pictures
Now Sixteen Years Old

VOL. LXIV. NO. 51
NEW YORK, FRIDAY, DECEMBER 1, 1933
5 CENTS

Ohio MPTO Invites Other State Units to Attend Meet

Rosenblatt to Talk on Code at Convention in Columbus

Columbus—Because of the scheduled appearance of Deputy Administrator Sol A. Rosenblatt, in his first address before exhibitors since the signing of the film code, as well as Judge R. Kent of Post, W. Ray Johnston of Monogram, Robert Robin of the American Society for the Protection of the Motion Picture Theater, and other important speakers, exhibitors from other states are expected to include Sol A. Rosenblatt and Jack Miller, with S. (Continued on Page 26)

Leaders to Speak at Car. Convention

Charlotte, N. C.—In addition to M. Kukendall, who already has accepted an invitation to attend, speakers at the annual convention of the North-South Carolina M. P. O. are expected to include Sol A. Rosenblatt and Jack Miller, with S. (Continued on Page 27)

A. H. Blank Completes His Omaha Organization

Omaha — Completion of A. H. Blank's organization locally is announced with the appointment of Ralph Goldberg, World Realty company executive, as city manager of the Tri-State Theaters, Blank now controls four downtown houses here, (Continued on Page 27)

Sam Jacobson Supervising All Van Beuren Production

Sam Jacobson, former director-in-chief of Universal Newsreel and recently a production supervisor at the Universal coast studios, has been engaged by Amedee J. Van Beuren to supervise all Van Beuren Corp. production units. George Stahl has been advanced to head the cartoon department, succeeding Gene (Continued on Page 27)

In Coming 1934 Film Daily Year Book Will Be More Important Than Ever.—Adv.

The Daily Film Daily Year Book Has An Established Reputation For Accuracy.—Adv.

(Continued on Page 4)

Final Industry Code Passes Up 6 Controversial Trade Practices

The motion picture code, as approved by President Roosevelt, was rejected any direct reference to at least six major or near-major controversial issues. They are: right to buy, block booking, double features, score charges, cooperative buying and overseating. Jurisdiction of local grievance boards, however, may cover some of these subjects.

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The NRA Motion Picture Code

... and its significance to the Industry

By JACK ALICOATE

THE suspensor is over. The signing of the Code of Motion Pictures by President Roosevelt makes it possible for a great industry to again push forward unhampered by the uncertainty of the rules and regulations under which it is to operate. It is violating no confidence to say that the completed code, carried in full in this issue of THE FILM DAILY, does not meet with the full approval of all. Even the most optimistic did not expect that. As we see it, in these wise hours of the morning and fresh off the wire from Washington, it does represent a happy and reasonable compromise. We firmly believe that it will result in the greatest good for the greatest number. What has gone before does not matter. The framing of the code was hard

(Continued on Page 27)
The NRA Motion Picture Code

(Continued from Page 1)

and irritating work. Temperatures and tongues were not always under control. Bitterness has occasionally at times tinged the place of New York, East, that is history. We are now face to face with the fact that effective on Thursday next this industry will be operating under the N.R.A. code.

For the first time in its history, the industry, indirectly at least, will be operating under the supervision of the Government. Significant is the fact that exhibitors who have not signed the Code by January 10 are specifically barred from filing complaints under the N.R.A. as well as from the outlawing of manifest vices from most every corner of the cinema yard, there is no basis for believing that the industry will be upset, or will not proceed pretty much as it desires, and we are, therefore, those who have just complained, from now on, will be promptly heard. The remedy is obvious. As a saving clause, if the code, in any of its component parts, is found either unworkable or inequitable, it can and will be changed. Nothing could be more on the up-and-up. In fact, as we read it, it results more into a ninety-day trial arrangement, with a new deal in the offering if it does not stand up.

The appointment of Dr. A. Lawrence Lowell of Harvard is important. As part of the code authority, representing directly as he does the government’s voice, it will carry considerable weight. He has definite and decided opinions and will not hesitate to air them. Cantor and Dressler know what it is all about and are happy choices. The balance of the code authority could not have been more carefully chosen. Now that the code is signed we believe that it is the patriotic duty of every man and woman in the industry to lend their enthusiastic support. After all, it is not the most important thing on earth, for it is only part of a great efficient movement to bring back to our peoples happiness and prosperity. If this and the reason fails, the code of motion pictures will be of comparatively little significance.

For the first time in many months, for this industry, it looks like GREEN lights ahead.

Wm. deMille to Continue Production in the East

William deMille, at work on his third feature picture in the East in the last five months, has made it clear that he will continue production activity. He is currently supervisor on "The Social Register," which Marshall Neilan is directing at the Astoria Studios for Columbia release. Colleen Moore is the star. He was also supervisor for "Emperor Jones," which United Artists released, and "His Double Life," to be released by Paramount in January, with Rodland Young and Lillian Gish as the featured players.

Omit Services for Wilsbach

In accordance with his wish expressed prior to his death, no funeral services were conducted for Frank J. Wilsbach of the Hays organization who passed away Tuesday at the Manhattan General Hospital.

J. J. McCarthy, who recently joined the association to handle censorship of advertising and publicity copy, is expected to assume duties by way of public relations work.

Rosenblatt-O'Reilly Confer

Sol A. Rosenblatt and Charles L. O'Reilly, who are to be among the principal speakers at the annual convention of the M.P.T.O. of Eastern Pennsylvania on Dec. 7, are understood to have conferred over the holiday at Great Neck, where both have homes.

Liabilities of 3 to 1

In St. Louis Bankruptcy

St. Louis—Schedules filed in court by Leth Hilt, president of Skouras Bros. Enterprises (Warner subsidiary) of the present Skouras Theatres organization in New York, show liabilities of $56,826 and assets of $1,084,185. Principal liability is a bond issue of $1,050,000 secured by a deed on the Ambassador and Missouri theater buildings and a leasehold on the Grand Central. The suit has not affected the operations of any of the houses.

Catholic Film at Warner Theater

"Through the Centuries," feature of special interest to Catholics, will have its world premiere tonight at the Warner Theater, where it is booked for two weeks. The story is by Francis X. Talbot, S. J., literary editor of the weekly magazine "America," with direction by Pedro de Cordoba, stage star and past president of the Catholic Actors Guild. Rita C. McDermott, chairman of the Motion Picture Bureau of the Catholic Alumni, supervised the film, which was produced by Beacon Films, Inc. The picture tells the story of the growth and missionary adventures of the Church from the Crucifixion to the present.

Third Week for "Little Women"

RKO's "Little Women" yesterday started its third week at the Radio City Music Hall. It is the first picture to run more than two weeks since the house opened.

Changing and Going

FRED W. LANGE, general manager of Paramount's organization in Argentina, Paraguay and Brazil proved in New York for Southern Prince for his regular visit to the continent.

MERIAN C. COOPER will arrive from the coast tomorrow.

HUNT STROMBERG left New York yesterday on his return to the Coast.

JULIA FAYE has arrived in New York from abroad.

DOUGLAS FAIRBANKS, JR., has arrived in New York from Europe.

JOE MATT, noted European director, sails for New York the 1st of the month. He recently filmed work for Fox's "I Am Azrael."

MARGARET SULLIVAN, hit of Universal's "Yesterday," has arrived in California today on the Grand liner Santa Catalina.

IRENE DUNNE left New York yesterday for RKO's "Transatlantic Love."

HARRY ROSENQUEST, assistant to Norman M. Moray, Vitaphone staff subject and trailer sales manager, returns today from a ten-day tour of Indianapolis, Cincinnati and Washington branches.

LENORE ULRICH leaves New York tomorrow to attend a presentation of her first RKO picture, "I Loved an Actress."

COLLEEN MOORE goes west on Monday to start production on her role in "Succo Story" under the RKO banner.

Arrest Picket in Buffalo

Buffalo—Arrest of Bernard E. Murray, projectionist at Keith's, culminating picketing and dissension among the several East State Projectionists Unions, Murray, a member of the I.U.P., was voted on bail and the case will be heard in court on Wednesday. The IP was started by the picketing of the New York State Operators Union and the East State Operators Union, who obtained a two-year contract at Keith's calling for a weekly wage of $45.

Dickingon on New Harlow Contract

West Coast Bureau of THE FILM DAILY

Hollywood—M-G-M and Jant Harlow are in the throes of negotiating a new contract. Harlow, who is understood to now receive a salary of $1,500 a week, is reported seeking an increase of $1,000 weekly.

Fredric March in "Les Misérables"

West Coast Bureau, THE FILM DAILY

Hollywood—First starring vehicle for Fredric March under the 20th Century banner for United Artists release will be Victor Hugo's "Les Misérables." It is announced by Darryl F. Zanuck.

Reminder

We purchase American product for Europe. If you do not know how to get it, write us. We cover Europe FROM Europe since 1923.
From the killer of "Public Enemy"
To the hoofer of "Footlight Parade"

He's brought you thrilling sensation in every show-
in every role! Now see him playing a dozen roles at once. Packing the punch of a dozen
great hits into this INSIDE STORY of a SCREEN STAR!

James Cagney

As a four-flushing Movie Usher
As a sharp-shooting Finger Man
As a hard-boiled Jail Bird
As a wise-cracking Film Extra
As a heart-breaking Screen Idol
As a death-dealing Avenger

As the kid who smashed his way from the depths of Hell's Kitchen to the heights of Hollywood to become the world's most dangerous "Lady Killer"

Sensationaly teamed with the girl he smacked all the way from obscurity to fame in "Public Enemy"

Mae Clarke

Here come the Gold-getters from Warner Bros.—The No. 1 Company
President Roosevelt Signs Code Without Changes

Only Minor Alterations Made After Third Revision

(Continued from Page 1)

panies and 55 per cent of active unaffiliated theaters so vote.

In formally releasing the code here, Gen. Johnson did not include the press statements given out by him in Warm Springs on Monday with regard to reports required to be made within 90 days on trade practices and other matters not contained in the executive order.

The order also does not specify the length of time during which the salary and raiding clause remains suspended, although writers, authors and dramatists are entirely exempt.

Close Eastern Film Deal

Anthony Lucchesi, of Gold Medal Film Co., Philadelphia, has acquired the Eastern Pennsylvania, Southern New Jersey, Delaware, Maryland District of Columbia and Virginia rights to "Enlighten Thy Daughter," first of four road-show productions which exploitation pictures plans for the current season, it is announced by Robert Mintz, president of Exploitation.

Lucchesi has set openings for Philadelphia, Washington, Baltimore, Atlantic City and other key spots prior to road-showing the picture throughout his territory.

Ravenscroft Succeeds Moneyhan

Ralph Ravenscroft, former exploitation man with Universal in the middle west, has been appointed publicist and advertising man in charge of the local Loew theaters. He succeeds Frank Moneyhan, who resigned to accept another position.

Arthur Israel on Honeymoon

Arthur Israel of the Paramount legal staff and Fanny Wallace of Salisbury, N. C., who were married in New York Wednesday, have gone to Bermuda for a wedding trip.

Bette Davis Replaces Blondell

West Coast Bureau of THE FILM DAILY

Hollywood—Due to illness of Joan Blondell, Bette Davis will appear opposite James Cagney in Warner's "The Hieh Chaser."

Closing Keith's 105th St., Cleve.

Cleveland—Keith's East 105th St. closes Dec. 15, according to an announcement by Nat Holt, division manager, for the purpose of taking stock and deciding upon the future policy of the house.

Warners to Make "Rival Wives"

West Coast Bureau of THE FILM DAILY

Hollywood—"Rival Wives," comedy, is announced for early production by Warners with an all-star cast.

HIGHLIGHTS OF MOTION PICTURE CODE

SIGNING BY PRESIDENT ROOSEVELT

Administration—Code Authority, comprising 10 members representing three major branches of industry, which will function as appeal court and enforcement body.

Grievance Boards consisting of five members, to hear complaints of code violations and to settle various territorial disputes. Clearnce and Zoning Boards composed of seven members to set up zoning systems for each territory.

Uniform Contract—Optional standard license agreement drafted in 1932 which will be revised to conform with code.

Salary Control—Code authority empowered to impose fines not exceeding $10,000 in instances where employers are paying unreasonable salaries.

Tie-in Shorls—Distributor cannot compel exhibitor to buy greater number of shorts than total features under contract.

Overbuying—No exhibitor shall buy more pictures than he reasonably requires.

Eliminations—When exhibitor has bought a distributor's entire program, paying an average of $250 or less per picture, he may eliminate 10 per cent under certain conditions.

Designated Playdates—Exhibitors can take differences to local grievance board.

Substitutions—Distributor forbidden to change stars, director, well-known author, book or play named in contract.

Premiums—May be banned in territories where 75 per cent of independent active theaters and 75 per cent of affiliated active theaters so vote.

Rebates—Lotteries, prizes, coupons, throw-away tickets, two-for-one admissions, and other practices which tend to lower announced admission prices prohibited.

Non-Theatrical Competition—Distributors must not sell non-theatrical accounts except educational institutions, hospitals, army camps, naval posts, etc.

Theater Wage Scales—I. A. T. S. E scales of Aug. 23, 1933, used as basis for negotiating contracts with operators, stagehands and other classes of employees.

Contract Defaults—Distributor forbidden from holding up dates on features if exhibitor defaults in playing shorts.

Open Shop—Employees may organize and bargain collectively.

Agents—Agency committee of 10 members: to handle relations between agents and various production elements, with power to register and blacklist agents infringing rules of fair trade practices.

Star Raiding—Producer cannot make contract offer to player until 30 days before expiration of current contract.

Contract Offers Procedure—Standing committee appointed by Code Authority shall name registrar to function as clearing house for contract offers.

Player Contract Infractions—Code Authority may blacklist players violating employment contracts.

MEMO ON LOWELL, DRESSLER, CANTO

Washington—Appointments of D. A. Lawrence Lowell, Mario Dressler and Eddie Canto on the Code Authority are covered in a separate memorandum signed by Gen. Johnson and reading as follows:

"Pursuant to the provisions of Article 2 (B) of the Motion Picture Industry Code, and by direction of the President, Miss Marie Drees and Mr. Eddie Canto are here designated as members of the Code Authority with a right to vote to represent the major class of employees engaged in the motion picture industry as and when any question directly or indirectly affecting such class is to be considered by the Code Authority. The code provision respecting the appointment of one such representative is hereby waived in respect of such appointments."

"Dr. A. Lawrence Lowell is here designated as a representative of the administration upon the code authority of the motion picture industry code."

Darmour Sues Over Mickey

West Coast Bureau, THE FILM DAILY

Hollywood—A temporary restraining order preventing Mickey Rooney, young featured film player from further appearing in a Universal picture, now, in course of production, has been granted by Superior Court Judge Hartley Shaw in favor of Larry Darmour Productions, who have the boy under contract.

Larry Darmour, in filing the suit, also specified $50,000 damages for alleged delay to his production schedule. Hearing on a permanent injunction will be heard Dec. 15.

Milo De Haven Leases 2 Houses

Chicago—Milo De Haven, who has managed several suburban houses the past year, has leased the Lyric, Genoa, Ill., and will reopen it Dec. 3. The house, entirely remodeled, seats 550. De Haven also has leased the Crystal, Harvard, III., and will reopen it about Dec. 15.

M-G-M Signs Fay Bainter

M-G-M has signed Fay Bainter to appear in "It Happened One Day," opposite Lionel Barrymore. Miss Bainter, who was signed after a test made by Al Allman in New York, has gone to the Coast.

"Henry VIII" at Carnegie

"Private Life of Henry VIII" and "Three Little Pigs" opened a subsequent run yesterday at the Little Carnegie Playhouse.
Drafting Film Code Was Long and Arduous Task

Fair Practice Regulations Expected to End Many Controversies

By ARTHUR W. EDDY

A Federal set of fair trade practices, expected to settle various peripheral problems which have festered bitterly-controversial issues almost since the inception of the film industry, become operative next week when the motion picture code, signed by President Roosevelt Monday, becomes effective. Under authority of the National Recovery Act, the code was drafted after weeks of conferences, both in New York and Washington, and was finally completed by the NRA Administration after a prolonged deadlock on a number of important disputed proposals.

A preliminary move toward drafting of an industry code occurred in the middle of July when General Hugh J. Johnson, entrusted with the work of organizing and operating the NRA machinery, appointed Sol H. Rosenblatt, of New Jersey, as deputy administrator in charge of amusement field codes.

Following an announcement from General Johnson, various industry elements such as the Hays association, the M. P. T. O. A., Allied States Association, Federation of the Motion Picture Industry and the Academy of Motion Picture Arts and Sciences, began individual sets of code proposals.

General Meeting Held

The first major and concerted action toward codifying the different drafts into a tentative master code for submission to the NRA Administration took place on Aug. 26, when the general industry meeting was held at the Bar Association Building in New York City.

As Deputy Administrator, Rosenblatt presided and announced the selection of Sidney R. Kent, president of Fox Film Corporation and for years a leader in industry conciliation moves, and Charles L. O'Reilly, president of the Theater Owners Association of Chamber of Commerce, New York, and nationally known as an exhibitor figure, as coordinators assigned to the job of correlating the multiple code proposals.


Kent, O'Reilly Head Committees

Kent was placed in supervision of the producer and distributor group as coordinator and O'Reilly functioned in a similar capacity for the exhibitor committee.

Rosenblatt made it clear that all industry issues were to be given consideration. Representatives of each faction echoed the promise that all would cooperate to the fullest possible extent.

That afternoon the committees at individual meetings, set to work engrossing in the assignment of preparing separate codes for each major master draft. The producers' meetings, comparatively speaking, were without serious division. At the distributor sessions, the subject of block booking presented the only issue which led to sharp controversy.

Of the three conferring groups, the exhibitor committee furnished the most complete report with three strongly-organized factions participating. One element was composed of the independent circuit representatives, a second of M. P. T. O. A. leaders and a third of Allied States Association members. As the meetings, proceeding day and night, drew to a close, the two latter factions were in agreement, at least, to reconcile their views.

Tentative Code Drafted

The principal problem of correlating occurred between the distribution and exhibitor committees, which drastically differed on a number of major clauses. Finally, on Saturday, Aug. 10, a tentative code was completed by the committee. The revisions incorporated in it represented the majority opinion, in many instances with the minority in hot disagreement. Approximately six major controversial issues were left for determination at the Washington hearing to be conducted by the NRA.

With the parent committees adjourned, drafting and sub-committees assumed the work of improving and clarifying phraseology and generally preparing the code for submission to Rosenblatt.

On Wednesday, Aug. 24, both Kent and O'Reilly went to Washington to present the tentative master code to Rosenblatt. The date for the hearing was set for Sept. 12.

Public Hearing Held

The public hearing, proper, occupied three days in which session took place in the U. S. Chamber of Commerce Building in Washington with Rosenblatt presiding. Each member of the industry within jurisdiction of the motion picture code was discussed. Sidney R. Kent, his duties as co-ordinator completed, acted as the major spokesman for the companies affiliated with the Hays association. The independent producers' and distributors' side of the question was presented by Attorney Jacob Schechter, general counsel of the Motion Picture Industry; Edward Golden, general sales manager of Monogram Pictures, etc. Extensive written problems were clarified by President Ed Kuykendall and various other M. P. T. O. A. leaders and Abram F. Myers, general counsel and chairman of the Allied board, as well as unaffiliated exhibitors. Attendance was not as great as was anticipated, 75 persons. Conclusion of the public hearing on Sept. 15 found the various factions with nearly all major controversial issues.

Immediately following adjournment smaller groups, representative of all branches of the industry, held a series of conferences, principally at the Mayflower Hotel, in an effort to revise the code. Confronted by the continued deadlock, Deputy Administrator Rosenblatt on Saturday, Sept. 18, called a recess until the following Tuesday.

Further Meetings

The meetings resumed on Sept. 23 at Washington, with none of the groups showing signs of receding from their positions. An exhibition of the futility of the various conflicting groups settling their own differences was presented on Sept. 25 indicated that he would write the code himself, taking into consideration proposals submitted by the conference and ordering the codifiers the following day, instructing them to be prepared to resume conferences early the next day.

Once more the meetings resumed but it was the same familiar story of heated discussion and partial agreement. Rosenblatt made public his first draft of the code and upon examining it the independents, producers, and exhibitors of the Eastern film revoiced the futility of the various conflicting groups settling their own differences. Rosenblatt on Sept. 25 indicated that he would write the code himself, taking into consideration proposals submitted by the conferences and ordering that the codifiers the following day, instructing them to be prepared to resume conferences early the next day.

Following more conferences with industry representatives who remained unconvinced in the fold, Deputy Administrator on Oct. 10 announced a second revised draft which resembled the initial version to the extent of approximately 90 per cent. This one, too, was read with general dissatisfaction by independent producers, distributors and exhibitors, but the conferences began to peter out. Major company executives left for their homelands where they spent the intersession days in conferences with the code. M. P. T. O. A. leaders generally described the draft as acceptable, though not wholly satisfactory and expressed willingness to give it a chance to prove its fairness. The Allied group, however, persisted in its desire to resist the draft, which is reported as entirely beyond approval from their standpoint.
Now that it's signed

Here's some Recovery Action. FOX manpower ready...as usual...with six releases...brimming with box-office...brilliant with stars...sparkling with entertainment. Swell samples of the consistent hits FOX has been turning out...month after month. Lead the upswing in your town...under the FOX banner.

- A million red-blooded Americans have read and thrilled to the adventures of "Smoky"...a four-hoofed fury to his enemies...but the most loyal friend man ever knew...bringing romance to a pair of lovers.

WILL JAMES' SMOKY
VICTOR JORY
IRENE BENTLEY
WILL JAMES
Directed by Eugene Forde
Released December 8

- Teaming Will and ZaSu as an auto-caravaning couple with their brood...on the highways, in the auto camps of the U.S.A. A carload of romance and homespun humor.

WILL ROGERS as MR. SKITCH with ZASU PITTS
Rochelle Hudson, Florence Desmond, Harry Green Eugene Pallette
Based on the story "Green Dice" by Anne Cameron
Directed by James Cruze
Released December 22
• Lilian Harvey at her captivating best... 3 sensational revue numbers... gorgeous girls... ecstatic romance... 3 smash songs... plus a unique surprise in the Teatro dei Piccoli puppets, an audience sensation.

I AM SUZANNE
with
LILIAN HARVEY
GENE RAYMOND
LESLIE BANKS
Podrecca’s Piccoli Marionettes
Directed by Rowland V. Lee
Jesse L. Lasky production
Released January 5

• Delightful romantic comedy by the author of "When Ladies Meet." A wife who took a fling in Europe... met her Paris playmate in Dubuque... and tried to explain to hubby.

AS HUSBANDS GO
with
WARNER BAXTER
HELEN VINSON
WARNER OLAND
Catharine Doucet
From Rachel Crothers’ stage hit
Directed by Hamilton MacFadden
Jesse L. Lasky production
Released December 29

• Snappy story of a p. a. and his s. a. girl friend. Loads of merry excitement... with song numbers that are red-hot numbers.

JIMMY AND SALLY
with
JAMES DUNN
CLAIRE TREVOR
Music: Jay Gorney  Lyrics: Sidney Clare
Directed by James Tinling
Released November 24

• The one and only Clara in a sizzling performance alive with drama and romance. How that Brooklyn Bonfire burns the film.

CLARA BOW
in
HOOPULA
with
Preston Foster, Richard Cromwell, Herbert Mundin, James Gleason, Minna Gombell
From the play, "The Barker" by John Keagan Nicholson.
Stage play produced by Charles L. Wagen.
Directed by Frank Lloyd
Al Rockett production
Released November 30
"HOOPLA" STARTS TO WHOOP THINGS UP

Detroit and San Francisco first to revel in Clara Bow's magic draw

- Detroit's Fox Theatre, giant 5,000-seater, a sell-out with town's outstanding business... San Francisco's Warfield hits SRO from opening, in record-breaking pace. Fireworks start everywhere on Thanksgiving Day (national release date)... thanks to FOX manpower!

CLARA BOW in HOOPLA

with

PRESTON FOSTER
RICHARD CROMWELL
HERBERT MUNDIN • JAMES GLEASON • MINNA GOMBELL

From the play "The Barker" by John Kenyon Nicholson. Stage play produced by Charles L. Wagner.
Al Rockett Production
Directed by FRANK LLOYD

Your patrons always like FOX MOVIE TONE NEWS

Join the upsing with FOX
The MOTION PICTURE EXECUTIVE ORDER

Friday, Dec. 1, 1933

The MOTION PICTURE

An application having been duly made, pursuant to and in full compliance with the provisions of Title VII of the National Industrial Recovery Act, for my approval of a code of fair competition for the motion picture industry, and a hearing having been held thereon and during which an analysis of the said code of fair competition together with his recommen- dations and findings was made, it being found that the said code of fair competition complies in all respects with the pertinent provisions of the Act of Congress, I hereby, in accordance with the requirements of the Act, do hereby approve the said code of fair competition and that the said code of fair competition shall be effective on the thirtieth day from the date of this order, and that no business of the motion picture industry shall be carried on in violation thereof. Pursuant to the provisions of the National Industrial Recovery Act, the provisions of this code shall not become effective until after a further investigation with respect to the problems of payment of excessive compensation to executives and other employees in this industry is held by the Administrator. The provisions of this code shall not become effective otherwise than as declared herein.

FRANKLIN D. ROOSEVELT.

PREAMBLE

This Code is established for the purpose of implementing the provisions of Title I of the National Industrial Recovery Act, and to be effective on the thirtieth day from the date of this order, and that no business of the motion picture industry shall be carried on in violation thereof. Pursuant to the provisions of the National Industrial Recovery Act, the provisions of this code shall not become effective until after a further investigation with respect to the problems of payment of excessive compensation to executives and other employees in this industry is held by the Administrator. The provisions of this code shall not become effective otherwise than as declared herein.

ARTICLE I

Definitions

1. (a) The term "production" as used herein shall be deemed to include, without limitation, the exhibits of motion pictures and all activities normally related thereto, except the distribution of exhibits.

(b) The term "production" as used herein shall refer to a Producer of motion pictures, including those who engage in the making of films, or who engage in the manufacture, distribution, or exhibition of motion pictures, and any other person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

2. The term "distribution" as used herein shall refer to any activities carried on in the motion picture industry, or any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

3. The term "exhibition" as used herein shall refer to any activities carried on in the motion picture industry, or any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

4. The term "term" shall include any other person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

5. The term "person" as used herein shall be deemed to refer to any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

6. The term "committee" as used herein shall be deemed to refer to any committee, board, or agency established for the purpose of carrying out the provisions of this Code.

7. The term "person" as used herein shall mean any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

8. The term "person" as used herein shall mean any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

9. The term "person" as used herein shall mean any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

10. The term "person" as used herein shall mean any person engaged in the production of motion pictures, and any other person engaged in the production of motion pictures.

ARTICLE II

Administration

1. A Code Authority of the Motion Picture Industry, hereinafter called the "Code Authority", shall be appointed by the President, shall have such powers as are necessary for the purposes of the Code, and shall be deemed to form a part of the government under the National Industrial Recovery Act.

2. The Code Authority shall consist of the following members:
(a) The Code Authority shall consist of the following members:
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ARTICLE III

General Provisions

Section 1. The Code Authority shall have the right to organize and maintain a labor organization of its own choosing, and shall be free from the interference of any employer or employer's agents, in the designation of such labor organization as the representative of any employees engaged in any such activity. The Code Authority shall have the right to maintain and engage in any other concerted activities for the purpose of collective bargaining or other mutual aid or self-help. The Code Authority shall have the right to per- Form any act or engage in any activity, which is not unlawful per se.
In motion pictures

Astor Theatre
Attractions

are the Aristocrats of the screen

Soon in the THEATRES of the NATION

METRO-GOLDWYN-MAYER PRESENTS
Greatest amusement property of our time! Glorified by 12 brilliant stars. It flames with drama...the fallen matinee idol...the millionaire's frivolous wife...the amorous doctor of the idle rich...stolen hours of romance. Thrilling entertainment in M-G-M's "Dinner at 8" and already publicized to the public over months of showman-sponsored road-shows!

4 MONTHS ON BROADWAY—
3 MONTHS IN LOS ANGELES—

And brilliant road-show engagements ranging from one to four weeks in

Saratoga, N.Y., Asbury Park, N.J.,
Atlantic City, N. J., Montreal,
Buffalo, Toronto, Cleveland,
Columbus, St. Louis, Cincinnati,
Detroit, Atlanta, Baltimore, Phila-
delphia, New Haven, Boston,
Pittsburgh, Hartford, Chicago,
Washington, D. C.
MARIE DRESSLER
JOHN BARRYMORE
WALLACE BEERY
LIONEL BARRYMORE
LEE TRACY
EDMUND LOWE
BILLIE BURKE
MADGE EVANS
JEAN HERSHOLT
KAREN MORLEY
PHILLIPS HOMES

Directed by GEORGE CUOKOR
From the Sam H. Harris stage success by George S. Kaufman and Edna Ferber. Produced by David O. Selznick.
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**Dinner at 8** is the Critics' Delight!

★★★★ (Four Stars) "I was thoroughly entertained." Kate Cameron, Daily News

"Lives up to every expectation. Cast of 25 . . . most of the stellar lights of the M-G-M studios. One of those rare pictures which keeps you in your seat until final fade-out. Greater variety of characterizations than have been witnessed in any other picture. A grand evening."

Mordaunt Hall, N. Y. Times

"Lively and entertaining display of the histrionic talents of most of the California heirarchy. Jean Harlow gives the grandest show. An excellent example of smart and vigorous theatre."

Richard Watts, Jr.—Herald-Tribune

Fine picture. Exciting, many-sided drama. Cast contains practically every star on the M-G-M lot. If you seek an entertaining film, the Astor is where you can find it.

William Boehnel—World-Telegram

"Once more a parade of names at the Astor. All play well. It's another 'Grand Hotel' both as to names and box office."

John S. Cohen, Jr.—Sun

"Not since 'Grand Hotel' has Hollywood flung forth such a star-spangled banner. Mightiest congress of stars ever assembled—the season's championship event. More effective than the play. Will be Gotham's table topic for months."

Regina Crew—American

"Stupendous! Just look at the names. Enough stars, stories, dramas, big scenes to have made half a dozen movies. Destined to make a hit. You'll heartily applaud every player. Great. You can't afford to miss it."

Bland Johanson—Mirror

"M-G-M masterpiece. Most gorgeous entertainment that has yet come out of the cinema city. 'Grand Hotel' fades into insignificance. Most dazzling array of stellar luminaries ever assembled. The Astor will undoubtedly be jammed for months, with lines forming at the box office."

Rose Pelswick—Journal

"Really superlatively acted and worth every cent they are charging at the box office."

Charles Hammond—Post

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A typical advertisement from the "Dinner at 8" campaign
“Thrilling tale! Human interest! Mala would permit his wife to sleep with men of his own tribe, but the white man’s touch meant death. Filled with amusing, interesting and thrilling incidents.”
Kate Cameron—Daily News

“Vigorous and entertaining romance. Thrills! Mala is magnificent! His wives are fetching and exotic!”
Bland Johaneson—Mirror

“Melodrama photographed in the Arctic—by an artist. Genuinely thrilling and authentic scenes: (1) the caribou stampede; (2) Mala’s fight with the polar bear; (3) the walrus hunt; (4) Mala’s hand-to-hand fight with a wolf; (5) the breaking up of the ice floes.”
John S. Cohen, Jr.—Sun

“Merits the title ‘Epic’. Its excitement keep each fibre tense; it fills the throat with sobs and laughter by turns. More than entertainment, an unforgettable achievement. There is no compliment great enough, ‘Eskimo’ is super-superb!”
Regina Crewe—American

“Exciting melodrama. A remarkable film, that awakens wonder as to how the camera men were able to photograph some of the scenes and record the impressive sound.”
Mordaunt Hall—Times

“That adventurous cinema director, W. S. Van Dyke, returns with a motion picture...good-looking, exciting, real as its settings and its people. Scenes showing the social practices are managed with an accent on their comedy possibilities.”
Richard Watts, Jr.—Herald-Tribune

“Metro-Goldwyn-Mayer, the enterprising movie company which sent an expedition to Africa to film ‘Trader Horn,’ now goes to the Arctic. Must be regarded as one of the important movie achievements!”
Martin Dickstein—Brooklyn-Eagle

“A fascinating film. It should be seen. Really thrilling, beautifully photographed and dramatic. A motion picture of the better order.”
William Boehnel—World-Telegram

Sample newspaper ad, “Eskimo” campaign
Great names! They attained the heights of glory and brought to theatres millions of ticket-buyers. Now again the spotlight of Astor Theatre fame illuminates two new M-G-M giant attractions, “DINNER AT 8” and “ESKIMO”. They come to a public already aware of their magnitude, to audiences which are eager for the screen’s mightiest!
Section 5. OVERRIDING PROVISIONS
In the prevailing wage scale and maximum hours of employment as set forth herein, the provisions of this Article VI, Part 1 shall be

they shall mutually designate an impartial person who shall be empowered to sit with them and finally determine such dispute, with the pro-

and such employee, or both, shall be entitled to the procedures and rights of the day as hereinafter provided. It is further provided that any such dispute, the rate of wages then paid by the exhibitor in such theater or theaters in such particular community, and in such in such communities in such class of the-

It is in keeping with the determination of any dispute as above specified, the employers agree that they shall not

(2) In the event, however, that there exist no such impartial persons, the employers such employees above mentioned, members of the boards of managers, presidents of the American Federation of Labor, then, in lieu of a representative appointed by the National Par-

and the maximum number of hours of employment of any such employees in such class of theaters or such community, and in such communities in such class of the-

in keeping with the determination of any dispute as above specified, the employers agree that they shall not

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(1) If the question at issue arises with un-

As employees and such employees above mentioned, members of the boards of managers, presidents of the American Federation of Labor,
We move on, in a changing world, to a new understanding of human rights and human helpfulness.

Aloft the Blue Eagle soars, symbol of a common determination by a people that none shall hunger in a land of plenty and, that as Man's genius frees Man from soul-crushing toil, so shall Man forever free himself from the slavery of his own creations... that by distribution of wealth we increase wealth, as grains planted in fertile soil bring forth their harvest.

By these acts we acknowledge that Man's leisure as well as Man's toil is for the earth's enrichment and that culture, recreation, happiness... that books, music, drama, motors, the radio, motion pictures and all that make for a fullness of life are the worthy fruits of his labor.

The code of our industry has been signed, an instrument, like all our President's works, aimed for the greatest good of the greatest number.

Because ours is an art and industry born of this modern age that does not live by bread alone, it becomes our obligation and privilege to foster the ideals and hopes of NRA and by full-hearted example help bring to fulfillment the great work of reconstruction.

To this end, this company pledges its faith and strength.
Unfair Practices Applying to the Production Field

A GENERAL

PART 1. The defamation of competitors by unsubstantiated, false, or misleading statements, or false representations or by the discrediting of the good name or good will of any competitor, shall be deemed to be an unfair practice.

PART 2. The publishing or circulating of threats or suits or any other legal proceedings not in good faith, with the tendency or effect of harassing competitors or intimidating their customers, shall be deemed to be an unfair practice.

PART 3. In order to effectuate this PART, the Agency may recommend to the Administrator uniform terms and conditions and recommendations for an appropriate procedure for settling disputes between producers. Producers may transmit reports of such disputes to the agency class named respectively by agents, producers, and technicians, in such equitable manner as may be prescribed by the Administrator.

PART 4. An agency shall be entitled to receive complaints from producers, or any other person, or the employees of such person, concerning any unfair practice, and shall be entitled to investigate the same.

PART 5. The provisions of this PART shall be in addition to, and not in derogation of, any other provisions of law, rules, or regulations which may be prescribed by the Administrator.

ARTICLE V Unfair Practices

Chapter I. General

Section 1. The defamation of competitors by unsubstantiated, false, or misleading statements, or false representations or by the discrediting of the good name or good will of any competitor, shall be deemed to be an unfair practice.

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Chapter II. Unfair Practices

Section 1. The Agency shall be entitled to receive complaints from producers, or any other person, or the employees of such person, concerning any unfair practice, and shall be entitled to investigate the same.

Section 2. The provisions of this PART shall be in addition to, and not in derogation of, any other provisions of law, rules, or regulations which may be prescribed by the Administrator.

Chapter III. General

Section 1. The Agency shall be entitled to receive complaints from producers, or any other person, or the employees of such person, concerning any unfair practice, and shall be entitled to investigate the same.

Section 2. The provisions of this PART shall be in addition to, and not in derogation of, any other provisions of law, rules, or regulations which may be prescribed by the Administrator.
Unfair Practices Involving Distributors and Exhibitors

and the Registrar in like manner as is provided in this Title. Any dispute concerning the application of the Code shall be regulated by the standing committee upon which any party interested, including the employee affected. In the event of any such termination for reasons whatsoever of the employment of any person registered, the employee employed by the standing committee, and who is not an employee of the first employing or former employing Producer, shall be notified of such termination in writing by the standing committee either upon its own motion or on application from the former employing or former employee. Notice thereof shall be given to the Registrar in the event of any such termination. Any Producer may, in writing, if so authorized by the Code, file notice of non-compliance with the Code, and the Registrar shall, upon such notice, cause to be served upon the person so notified and any other person or entity connected with such Producer, a copy of such notice.

The accused party may, within ten days of the receipt of such notice, file in the Registry an answer to the charge. The decision of the Committee shall be final and conclusive in all respects. In the event of an appeal from such decision, the question shall be heard by a Committee of three persons, of whom two shall be chosen by the accused party and one by the Code Authority. The decision of the Committee shall be final and conclusive in all respects. Any party dissatisfied with the decision of the Committee may, within ten days of the receipt of such decision, file with the Registrar an appeal to the Code Authority. The decision of the Code Authority shall be final and conclusive in all respects.

The Code Authority may, in its discretion, order the suspension or termination of the employment of any person who, in its opinion, is in violation of the Code.

THE Code shall be enforced by the Code Authority, and any person who, in its opinion, is in violation of the Code shall be subject to such penalties as the Code Authority may determine. The Code Authority may, in its discretion, order the suspension or termination of the employment of any person who, in its opinion, is in violation of the Code.

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E. EXHIBITORS

PART 1. Any Exhibitor entering into a contract with a Distributor for the exhibition of motion pictures shall be required to sign a provisions which permit the Exhibitor to select from the following list of motions pictures no less than eighty-five per cent (85%) of the total number, and to reject the remainder, shall be written in the contract and any objection to such restriction of such motion pictures not to exceed the number of days specified in Section II of the Distributor's theater, and upon the Exhibitor's written request, the Local Grievance Board, and the finding of such Board shall be binding upon all parties concerned.

PART 2. No Exhibitor shall contract for a license to exhibit motion pictures through legitimate local distributors except in an area in which the Local Grievance Board has been established.

PART 3. Any contract for the exhibition of motion pictures shall be subject to the provisions of this Code.

ARTICLE VI

PART 1. CLEARANCE AND ZONING BORADS.

1. To provide against clearance and unreasonable length and/or area in a new exhibition the area in which one or more of the exhibitable schedules of clearance and zoning may be established. The Local Grievance Board created for such territory, shall consist of three members. The members of the Local Grievance Board shall be appointed by the Code Authority and shall consist of one representative of Distributors, who shall be appointed by the Code Authority and shall consist of two representatives of Distributors, who shall be appointed by the Code Authority, one representative of theater owners, and one representative of theater operators and/or exhibitors. Such members may be appointed by the Code Authority. Such members shall be appointed as follows:

(a) The Exhibitor may exclude without payment therefor one (1) motion picture of the extent of such license pictures specified in the an exhibitor. No picture shall be offered in such license limitation by the Code Authority. Said pictures shall be offered for such exhibition of such license pictures where such pictures or that the pictures shall be subject to the provisions of this Code.

(b) Such privilege of exclusion may be exercised only upon the following terms and conditions:

1. The Exhibitor shall be entitled to the privilege of exclusion for a period of six months, and the privilege shall not be exercisable for the period of six months after its expiration. Such privilege may be exercised by the Exhibitor in any one of the following cases:

2. The Exhibitor may exclude without payment therefor one (1) motion picture of the extent of such license pictures specified in the an exhibitor. No picture shall be offered in such license limitation by the Code Authority. Said pictures shall be offered for such exhibition of such license pictures where such pictures or that the pictures shall be subject to the provisions of this Code.

3. Such privilege of exclusion may be exercised only upon the following terms and conditions:

(a) The Exhibitor may exercise the privilege of exclusion for a period of six months, and the privilege shall not be exercisable for the period of six months after its expiration. Such privilege may be exercised by the Exhibitor in any one of the following cases:

1. The Exhibitor shall be entitled to the privilege of exclusion for a period of six months, and the privilege shall not be exercisable for the period of six months after its expiration. Such privilege may be exercised by the Exhibitor in any one of the following cases:

2. The Exhibitor may exclude without payment therefor one (1) motion picture of the extent of such license pictures specified in the an exhibitor. No picture shall be offered in such license limitation by the Code Authority. Said pictures shall be offered for such exhibition of such license pictures where such pictures or that the pictures shall be subject to the provisions of this Code.
Grievance Boards Will Handle Exhibitor Complaints

(c) that unreasonable clearance deprives the potential return from motion pictures to the exhibitor, or,
(d) the plaintiff, as such exhibitor, is affected by a decision of any arbitration board.

Any party aggrieved by the decision of any such arbitration board may appeal to the proper Authority, as defined in the provisions of this Act as amended, within thirty (30) days from the date of such determination to the Authority upon appeal from the decision of such arbitration board, and the Authority shall have the power to reverse, modify, or affirm the decision of the arbitration board and order the return of such motion pictures to the plaintiff or such other person as it shall determine.

Part IV


ARTICLE VII


PART I. The industry pledges its combined strength to maintain fair moral standards in the industry and shall seek to create a form of entertainment. To that end the industry agrees to be bound by regulations promulgated by and within the State, and shall submit to the Authority, to be submitted by the Authority to the Code Authority, such regulations as it may from time to time, for the purpose of maintaining such standards.

PART II. The industry pledges its combined strength to maintain the best standards of health and safety, and shall submit to the Authority, to be submitted by the Authority to the Code Authority, such regulations as it may from time to time, for the purpose of maintaining such standards.

9 Legislatures Set Dates

Five regular legislative sessions are scheduled to start in the following states for 1933, each as follows: Kansas, Idaho, Indiana, Massachusetts and New York. Jan. 3, New York; Jan. 4, 9, 1933; Jan. 8, 1933; Jan. 9, 1933; Jan. 10, 1933; Jan. 10, 1933; Jan. 10, 1933; Jan. 10, 1933.
OHIO MPTO INVITES OTHER UNITS TO MEET

(Continued from Page 1)

being invited by Business Manager P. J. Weider has re-covered the Convention of the M. P. T. O. of Ohio at the Deshler-Walcott Hotel, Dec. 5. Rosenblatt will explain the provisions of the code and probably will speak at the banquet which closes the session. Kent is expected to stop here on his way from New York to the coast. Johnston is to give the independent producer's side.

Governor George White, a friend of the industry, also will have an important place on the program.

NEWS OF THE DAY

St. Joseph, Mo.—The Rivoli has been reopened under the management of L. Trillin. This is an 800-seat suburban house originally built and operated by Ed Peskay.

Independence, Mo. — Associated Theatres have reopened the Electric. This gives Independence four houses.

Fulton, Mo. — The Range at St. Louis has taken over the Fulton, formerly operated by Dubinsky.

Kansas City—Tumston & Norris have taken over the New Diamond at 15th St. and Prospect Ave. and renamed it under the new name of the State.

Kansas City—W. Daiker is opening the Avalon, formerly the New Palace, at 15th and Cherry Sts.

Cleveland—Edward Kohl, veteran local exhibitor and owner of the Lexington theater, was held up by two men on his way home Sunday night and robbed of the night's receipts, about $250.

Cleveland—Frank Drew, M-G-M branch manager, is back at his home following a recent operation.

Boston—The Paramount, Scollay Square, and Fenway Theaters, all N. & P.-Public houses, have arranged for free garage parking for patrons.

URGE DEPOSIT OF PARA. STOCK

Duncan A. Holmes, chairman of the Paramount Public stockholders' protective committee, has sent a notice to com-
municate to all stockholders urging them to de-
posit their stock so that the committee will be able to represent a substantial majority of the 3,380,121 shares out-
standing. Holmes says 900,000 shares, represented by 7,000 stockholders, already have been deposited.

COUPLE CYCLE NEXT SAYS ROBERT LEONARD

Next cycle in pictures will be costume stories, declared Robert Z. Leonard, M-G-M producer and di-
rector, in New York yesterday, fol-
lowing his arrival for a three-
weeks' business visit. Declaring that the public is fed up with highly-sexed pictures he said the trend toward costume productions is indicated by such pictures as "Henry VIII," "Queen Christina" and "Little Women."

Leonard has just signed a new contract with producer-distributor which he will produce and di-
rect two pictures a year and sub-
pervise three actually, in addition. While in the East he will look for stories for his productions.

Motion Picture Studio for Egypt

Cairo — Backed by the Banque Misr, the Societé Misr pour le Cinéma et le Théâtre is construct-
ing a modern film studio at Shor-
ara, near Cairo. Plans call for two-
stages, a sound room and labora-
tories. The productions of the com-
pany contemplated in their program have not been announced but their equipment and capacity for turning out films will be too small to offer competition to American films. Ban-
mi's assistance in the project is largely nationalistic in inspiration.

SALT LAKE HOUSE GOES TRIPLE

Salt Lake City — Triple feature
programs are announced by the Stai
Theater. Managed by Ed D. Smith, went double feature this week, with two weekly change of bill.

Forney Bowers to McKeepesport

New Philadelphia, O.—Forney L. Bowers, after several years managing the Union Opera House, de-
lux, movie, has resigned to become ma-
ager of the Orpheum, McKeepsport.

Third House for W. P. Huston

Wichita, Kan.—W. P. Huston of this city has taken over the Main street, Chanute, Kan., giving him three houses. He already had the Crawford and the Kansan here.

MANY HAPPY RETURNS

Best wishes extended by THE FILM DAILY to the following members of the industry who are celebrating their birthdays:

Dec. 1

Demeteri Alexis
Joel E. Brown in "SON OF A SAILOR"
with Thelma Todd, Jean Muir, Frank McHugh, Johnny Mack Brown.
First National 73 mins.
LIVELY COMEDY IN THE TYPICAL JOE E. BROWN VEIN SHOULD PROVE SATISFYING TO HIS FOLLOWERS.

Joe E. Brown, as an ambitious gob this time, hands out another batch of his popular comedy antics. The picture is mostly fluffiness, although his battleship career leads to one hilarious complication after another, culminating in an action climax where Joe prevents some international goats from pilfering secret naval plans in the possession of the Admiral. Brown is right in his better element in sailor's garb, which allows him a good latitude of freedom for his rooustabout, and scattered along the course of the action are a goodly number of amusing gags, including one then-well-worn line, not in his battleship being used as a target for air-bombing practice. The star's supporting cast is first-rate although their assignments are relatively small, and Lloyd Bacon has directed with an eye to getting the greatest amount of value out of the material in hand.


Direction: Lloyd Bacon; Authors: Al Cohn, Paul Gerard Smith; Additional dialogue: Ernest Pagano, H. H. Walker; Cameraman: W. W. Hogue; Morgan; Editor: James C. Coburn.

Direction, Snappy Photography, Fine.

Two "Nanas"

In addition to the "Nana" produced by Samuel Goldwyn as the first American vehicle for Anna Sten, a French picturization of the Emil Zola novel of this title has been booked for early showing at the St. Psychos. Title role is played by Catherine Hessling.

Leaders Slated to Speak At Carolina Convention

R. Kent and Will H. Hays also invited, according to Charles W. Picquet, Pinehurst, president of the unit. The meeting takes place Dec. 11 at the Hotel Charlotte.

International Release For Paramount's "Alice"

of Paramount International Corp. Arrangements have been completed for the simultaneous release of "Alice" in England, Holland, Norway, Sweden and Denmark.

State, Boston, Nets $15,800

Boston — State Theater Co. reports for the year ended Aug. 31 a net profit of $15,800, equal to 30 cents a share common. This compares with $142,337 a year ago.

Phil Baker in Screen "Vanities"

Chicago — Phil Baker is reported slated for the lead in the picture production of "Murder in the Vanities."
VIRGINIA CHERRILL became an international figure as the leading lady in "City Lights"—now she's a favorite in her own right playing opposite RAY WALKER MONOGRAM'S NEW STAR IN "HE CODEN'T TAKE IT"

GEORGE E. STONE and STANLEY FIELDS
A W. T. Lackey Production Directed by William Nigh
Story and Screen Play by Dore Schary

* "Couldn't" To You

TWO PICTURES MADE WALKER A STAR
His work in "Devil's Mate" and "Skyway" made Columbia grab him for one picture and now Monogram has signed him for a series.
Kent Expected to be Made Code Authority Chairman

ROSENBLATT MAY BE PERMANENT FILM CODE HEAD

Johnson to Hold Temporary Post on Code Authority

Will Serve Until Two More Administration Members Are Named

BY WILLIAM SILBERBERG

WASHINGTON—Pending appointment of the two remaining administration members on the Code Authority, General Johnson himself will serve in that capacity, he said yesterday. He did not indicate when the other appointments would be forthcoming.

CODE WILL CURE ILLS, SAYS A. J. BRYLAWSKI

Washington Bureau of THE FILM DAILY

Washington—Bailing the motion picture code as signed this week by the President, A. Julian Brylawski of the M.P.T.O.A. board of directors and president of the local M.P.T.O.A. said yesterday:

"The news that President Roosevelt has signed the film code should be received by all exhibitors with feelings of unqualified satisfaction and pleasure and particularly with the

KUYKENDALL URGES FAIR TRIAL OF CODE

Ohio Exhib Convention

Columbus — Because of several vital subjects to be discussed, the M. P. T. O. of Ohio convention, to which exhibitors from other states have been invited by Business Manager P. J. Wood, will be extended over Tuesday and Wednesday. In addition to Sol A. Rosenblatt, who will explain the code, there will be a talk by a qualified speaker on the fly-wheel patent decision just handed down."

MAYER AND VINCENT GET M.P.T.O.A. POSTS

Playhouse Operating Co.

Invesed N. J. Territory

Playhouse Operating Co., which has 14 houses in Westchester, Connecticut and Long Island, is entering the New Jersey field with the acquisition of a house in Princeton, where Charles P. Winkelman, general manager of the circuit, will make his headquarters for the next few months. Several other theaters in that territory are under observation.

Code Authority Chairmanship Expected to Go to S. R. Kent

Harry Jones Appointed RCA Sound Supervisor

Harry W. Jones, formerly sound engineering adviser to Photophone licensees in New York and Hollywood, has been appointed sound supervisor in charge of all RCA Victor Photophone film recording operations in New York.

Election of Sidney R. Kent, Fox Film president and long an industry leader, as chairman of the Code Authority was indicated yesterday as likely to occur at the initial meeting of the code-governing body which will take place at Washington within a few days after the
Kuy kendall Urges Fair Trial of Code

(Continued from Page 1)

code machinery work fairly for all concerned.” Commenting further, Kuy kendall said:

“The NRA code for the motion picture industry, just now signed by President Roosevelt, deserves a fair trial and the honest support and cooperation of all exhibitors and exhibitor organizations.

“The President (and NRA) retain ultimate authority under the Code in all matters, which are to way of thinking important, a square deal all around. The code itself, in our opinion, strikes for broad world, it is been repeatedly pointed out by MPTOA in urging support for the NRA program. The President’s message confirms this opinion. If the independent exhibitor cannot get a square deal from President Roosevelt, where can he get it?”

“If local boards do their job intelligently and fairly, the Code Authority should have only to the inducement, local dispute and controversies. Much can be done by these local boards to restrain unfair and stupid cut-throat competition, remove abuses, fairly settle local controversies and really improve trade relations.

“And I want to add that we should all give a hearty state of thanks and appreciation to the young men name Sal A. Rosenblatt, whose tireless efforts, extraordinary patience and prizing knowledge of this intricate business are invaluable. We are very appreciative of his effort in installing courtesy and fairness to all who were fair with NRA has made this upper possible. The case of - of most of the members Buenos Aires and other large communities can make or break any film shown in South America. The people will flock to the first showing if the picture is disliking, the exhibitor might as well save his trouble and change his program immediately.

“The majority of current pictures and the good office that are promised for the future months make me believe that American distributors will be greatly surprised at what good screen material is available to the South American market. It means infinitely more down there than here in the states.”

Ohio Exhibition Extended to Two Days

(Continued from Page 1)

down in Pennsylvania and which had not exhibitors liable for heavy damages, Carlton Dargausch of the Ohio Tax Commission will speak on taxation. Dr. B. O. Skinner, state commissioner, and Rabbi Joseph Tarshish will be at the banquet Tuesday night.

How Clarke Made Millions Shown at Senate Probe

Washington How Harley L. Clarke made a paper fortune of $650,000,000 in the movie business with an investment of about $1,000,000, was disclosed yesterday’s Senate stock market inquiry. Starting with ownership of a single share, and a Rabbi Joseph Telash, will be at the banquet Tuesday night.

Kidnappers Miss Maloy

Chicago — Three gunmen who thought they were kidnapping Tom Maloy, head of the operators union, snatched his reputed bodyguard, George Graham, instead. Graham was released after his captors realized they had “got the wrong guy.”

Wallace Beery Set as Barnum

West Coast Bureau of THE FILM DAILY Hollywood — Arrangements have been completed whereby Wallace Beery will be loaned by M-G-M to 20th Century for the lead in “The Great Barnum” for United Artists release.

Sam Moscow Improving

Boston — Although he is still in the Beth Israel Hospital after an operation, Sam Moscowchok, manager for Columbia, is improving.

Comming and Going

PAUL MUNI arrives in New York from Hollywood the latter part of next week after making “Murder, My Sweet” for Warners.

HARVEY R. DAY, special representative for Terry-Toons, is back from a tour of 10-

ROBERT M. AMSLER, film producer of Paris, and THEODORE PAHLE, chief operator for Fox, are in Europe today on the Chanticleer of the French line.

STOOPNAGLE and BIDDLE have returned to New York from a personal appearance tour to start work on their first Educational comedy.

ABE MONTAGUE, Columbia general sales manager, spent Thanksgiving in Boston.

JOSEPH A. MCCONVILLE of Columbia is in Boston over the week-end.

DOUGLAS FAIRBAIRNS, JR., will arrive from Europe Monday on the Bremen. He was recently signed by Paramount as an associate producer, arrives in New York Tuesday from Hollywood abroad the Virginian.

Para. Buys Two Stories

West Coast Bureau of THE FILM DAILY

In “Conference,” original by Vera Caspary, has been bought by Paramount as an all-star vehicle tentatively for Cary Grant, Hopkins, George Rapf and Claudette Colbert.

“End of the World,” by Vina Del, also has been bought by Para-

FOR THE TIME BEING, it seems that...
Saturday, Dec. 2, 1933

Joan Crawford and Clarke Gable in “DANCING LADY” with Franchot Tone and Winice Lightner M-G-M... 92 mins.

MUSICAL WITH UNUSUALLY GOOD BACKSTAGE STORY AND PLENTY OF CLASS IN ALL DEPARTMENTS.

Though its story falls in the backstage drama class, the romance and the interest that form the basis for this musical are sufficiently different and have enough newness to seem to make this one of the best of its kind that ever came along. Besides a most appropriate cast, the ingenuity in adapting the production, from love interest to the big flash numbers, and the sizzling tempo of Bob Leonard’s direction, plus a sumptuous background combining to bring out a grand piece of entertainment. Joan Crawford plays the role of an eastside burlesque show dancer who aims for bigger things on Broadway, Franchot Tone, a rich lad, plays hard game to make Joan, but she falls for Clark Gable, the stage director who gives her chance, but who after a tough attitude to conceal his love for her, until near the end of the picture when Joan ditches the rich lad after learning that she must have the show closed so he could have Joan with him.


Director, Robert Z. Leonard; Author, James Warner Bellah; Adaptors, Allen Rivkin, P. J. Wolfson; Cameraman, Oliver T. Marsh; Editor, Margaret Booth; Dances, Red Skelton; Arranger, Eddie Foy Jr.; Direction, Aces; Photography, Fire.

“GOV” Film Exchange 56 mins.

AUTHENTIC ADVENTURES IN SOUTH SEA ISLANDS CARRIES THRILL PUNCH WITH UNUSUAL ACTION SHOTS.

This is a partial presentation of the adventures of Capt. E. A. Salisbury, explorer, who conducted a scientific expedition to the South Seas over a period of years. The film presents the highlights of the trip and the material that lends itself appropriately to popular screen fare. There is no hack in the film, being a straightforward account of the experiences of the expedition in various islands of the Polynesian and Melanesian groups. Many novel scenes are presented never before creened. The islands of Tahiti, Samoa, Fiji, and New Guinea are visited, and the native life shown in a very interesting and entertaining manner. The narration is done by a member of the expedition and is handled very well. The big kick comes in the last sequences, with a visit to the Western Solomon Islands and the scene of the headhunters. Here is staged callistically a re-enactment of an historical aid made by Goy, head of the head-hunters, against another tribe that has stolen his daughter. The film recommends itself or its truthful recording of events as they happen without any showmanship hokum. It holds plenty of suspense and would go well in spots where this type of film has a vogue. The reputation of Capt. Salisbury as a first-class man of the sea would enable him to find plenty of audience who would see this picture with interest.

Ed Wynne in “THE CHIEF” with Dorothy Mackall, Chic Sale, George Gitow.

HODGE-PODGE OF COMEDY GAGS IN A MISFIT STORY THAT SHOWS DISAPPOINTING EXCEPT FOR THE KIDS.

Ed Wynne’s radio following may be attracted by his screen appearance, but the vehicle provided him is so weak that it would be a fizzle even if Wynne and his style of comedy were adaptable to the movies—which they apparently aren’t. Action starts in a radio broadcasting studio, with Wynne as the Chief telling Graham McNamee about an “opera” he has written. Then it switches to the old Bowery, where a couple of rival political factions want the Chief as their candidate for alderman. One clique kidnaps Wynne’s mother in order to make him stop running for office on the opposition ticket, but the old lady softens the hearts of the tough maggys, especially Nat Pendleton, who effects her release, with the crooked gang being rounded up, etc., and so back to the radio station, where Wynne finishes off with some bits of his familiar routine. The whole affair is a two-reel comedy idea padded out to seven reels.


Director, Charles F. Riesner; Authors, Arthur Caesar, Robert E. Hopkins; Adaptors, Raymond M. Sanders, Edward Paul; Editor, William S. Gray; Direction, Handicapped Photography, Okay.

The film opens with a scene of two women in a brothel. They are looking at a photo of a man named Hopkins; a world-famous lecturer who has disappeared. As they are discussing whether Hopkins returned to his native land, he enters the room and recognizes the two women. He asks them about the photograph, and they inform him that it is the photograph of their former roommate, a woman named Crawford. She had left the brothel and went to a small town to start a new life. However, she was accidentally killed in a car accident. Hopkins, who is a private investigator, takes on the case to find out what happened to Crawford. During his investigation, he discovers that Crawford was involved in a criminal conspiracy. The film ends with Hopkins exposing the conspiracy and bringing the criminals to justice.

THE HOUSE ON 56TH STREET

with Ricardo Cortez, Gene Raymond, Margaret Lindsay, John Halliday

Wartime Bros. 65 mins.

COMBINATION ROMANCE AND GAMBLING YARN MAKES ENGROSSING ENTERTAINMENT, CHEERFULLY FOR ADULTS.

A few loopholes in the story, including a finale in which two high-class crooks team up to continue their profitable career after the lady member of their outfit is murdered with nobody paying any kind of a penalty for it, rather spoil what might otherwise have been a very excellent drama. Kay Francis, after marrying a rich lad and living happily in a fine mansion, is haunted by a former lover, who is accidentally killed in her presence. She is convicted and goes to jail for 20 years. Meanwhile her husband is killed in the war, so she wanders about and finally joins a card shark, Ricardo Cortez, who has obtained the gambling concession in a swell speakeasy. Arriving at the place, Kay finds it is her former home. One of the patrons of the place turns out to be her own daughter, who loses heavily and then gets in a scrape that results in Cortez being shot. So mother helps her daughter and then Kay ties up with the owner of the joint.

Kay Francis, Ricardo Cortez, Gene Raymond, Margaret Lindsay, John Halliday, Frank McHugh, Sheila Terry, Henry O'Neill, Theodore Newton, Nella Walker, Samuel White, Hardie Albright, William Boyd.

Director, Robert Florey; Author, Joseph Santley; Adaptors, Austin Parker, Sheridan Gibney; Dialogue, William Keighley; Cameraman, Ernest Haller; Editor, Bud Breeterton; Direction, Good Photography, Good.

LAURA

with Preston Foster, Richard Cromwell, Herbert Mundin, Minna Gombell

Fox 68 mins.

FAIRLY ENJOYABLE CARNIVAL DRAMA WITH SCANTILY CLAD CLARA BOW AS THE MAIN POINT OF INTEREST.

Taken from the “The Barker,” stage play, which was filmed on a previous occasion, in 1928, this trailer wartime emerges as just a passable entertainment for the not too discriminating. Punch probably was lost in changing the basic theme of the story to make Clara Bow, instead of the Barker, the central interest. Miss Bow doesn’t have opportunity to do much, however; but she will make ‘em sit up on several occasions when she comes forth attired in the scantiest raiment she ever wore on the screen. Story is about a midway manager and singer, Foster, who wants to keep his good-natured son, Richard Cromwell, away from the carnival. When the kid comes on the show and insists on staying, the father splits with his sweetheart Minna Gombell, so his son won’t lose respect for his father. Miss Gombell puts on centrifugal and concocts to pay Clara a, clock dancer, $100 if she makes the boy, but Clara falls in love with him and all ends happily.

Cast: Clara Bow, Preston Foster, Richard Cromwell, Herbert Mundin, James Gleason, Minna Gombell, Roger Imhoff, Florence Roberts.

Director, Frank Lloyd; Author, John Kenyon Nicholson; Adaptors, Edson and Joseph Mancuso; Camera, Charles Arblaster; Recording Engineer, Joseph Aiken.

HOLLYWOOD PLAZA

MOST CONVENIENT Hotel in Hollywood
$2.50 up, Single $3.00 up, Double
Special weekly and monthly rates

The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure.

Every room has private dressing room, bath and shower. Beds “built for rest.” Modern convenience. Fine foods at reasonable prices. Convenient parking for your car.

Chas. Denotser, Mgr. Jacquie Staa, Prop.

The “Doorway of Hospitality”
Vine at Hollywood Blvd. HOLLYWOOD
ROSENBLATT MAY BE
HEAD OF M. P. CODE

MALCOLM STUART BOYLSTAN, who adopted "Hell Divers" and "If I Had a Million," has been engaged by Fox Film to work on an untitled picture, production shortly after the first of the year.

Robert McVade will again be a city editor in the newspaper scenes of Fox's "Woman and the Law," co-starring Jim Dunn and Claire Trevor.

A Hollywood newcomer is Ula Love, lovely blonde from Paris, Tenn., who closely resembles Constance Bennett. In fact, one newspaper contest here when she arrived, because of her resemblance to La Bennett. She was also Miss Bennett's "stand-in" for "Moulin Rouge," a Twentieth Century Production.

Ken Goldsmith has purchased "Born to Hang," the George Brody novel, published in "Contact Magazine," and has had a Scotto prepare an adaptation and continuity for early production.

Otto Brower will direct Tim McCoy in "Straighten Out," a South American story, named "Beggars in Bermuda," which Phil Rosen will direct.

Schenck Upholds Laemmle's
On Inexorable Salaries

A statement by Joseph M. Schenck, that "inadequately and unreasonably low," was among the affidavits filed this week in reply to a Supreme Court suit by a Universal stockholder asking for a"reasonable salary." Mr. Schenck said he had never voted himself a bonus nor collected any "tremendous salary."

Cineglov for Alexander Studio

West Coast Bureau of THE FILM DAILY

Hollywood—Alexander Bros. studio is being equipped with Cineglov sound equipment. The installation is supervised by Ben Berk and Harry Bellock, chief sound engineers. They recently arrived from New York. Berk will make his headquarters at Alexander studio and will cater to independent producers.

First Wide Range in Cuba

Havana—First Cuban installations of Western Electric's wide range sound equipment will be completed shortly at the Encanto and Nacional theaters here.

Cincy Lyric Robbed of $1,100

Cincinnati—While the noon audience was engrossed with the picture, two bandits forced their way into the EKO Lyric office and fled with $1,100.

E. Levy Opens Newburgh House

Newburgh, N. Y.—Eugene Levy, owner of the Park, has taken over the old George Cohen theater and Remodeled and reopened it as the Ritz, Clinton Lake, formerly with Public, is house manager. House will play vaudeville the last half of the week.

Win Sunday Opening

Manchester, Conn.—The Board of Selectmen has granted the State theater's request for a 5 P. M. opening on Sundays.

TO RKO STARR PERT KELTON

West Coast Bureau of THE FILM DAILY

Hollywood—RKO has elevated to stardom in the renewal of her option by RKO. She will be co-starred with ZaSu Pitts in "So You Won't Sing, Eh?"

RKO Circuit Buys Terry-Toon

"Little Boy Blue," Educational-Theater's cartoon, which is scheduled to play the maximum playing time over the RKO Metropolitan Circuit, starting Dec. 9.

A LITTLE FROM "LOTS" By RALPH WILK

HOLLYWOOD—"Son of Sailor" starred Dorothy Lamour, who adopted "Hell Divers," and "If I Had a Million," has been engaged by Fox Film to work on an untitled picture, production shortly after the first of the year.

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A Hollywood newcomer is Ula Love, lovely blonde from Paris, Tenn., who closely resembles Constance Bennett. In fact, one newspaper contest here when she arrived, because of her resemblance to La Bennett. She was also Miss Bennett's "stand-in" for "Moulin Rouge," a Twentieth Century Production.

Ken Goldsmith has purchased "Born to Hang," the George Brody novel, published in "Contact Magazine," and has had a Scotto prepare an adaptation and continuity for early production.

Otto Brower will direct Tim McCoy in "Straighten Out," a South American story, named "Beggars in Bermuda," which Phil Rosen will direct.

Schenck Upholds Laemmle's
On Inexorable Salaries

A statement by Joseph M. Schenck, that "inadequately and unreasonably low," was among the affidavits filed this week in reply to a Supreme Court suit by a Universal stockholder asking for a"reasonable salary." Mr. Schenck said he had never voted himself a bonus nor collected any "tremendous salary."

Cineglov for Alexander Studio

West Coast Bureau of THE FILM DAILY

Hollywood—Alexander Bros. studio is being equipped with Cineglov sound equipment. The installation is supervised by Ben Berk and Harry Bellock, chief sound engineers. They recently arrived from New York. Berk will make his headquarters at Alexander studio and will cater to independent producers.

First Wide Range in Cuba

Havana—First Cuban installations of Western Electric's wide range sound equipment will be completed shortly at the Encanto and Nacional theaters here.

Cincy Lyric Robbed of $1,100

Cincinnati—While the noon audience was engrossed with the picture, two bandits forced their way into the EKO Lyric office and fled with $1,100.

E. Levy Opens Newburgh House

Newburgh, N. Y.—Eugene Levy, owner of the Park, has taken over the old George Cohen theater and Remodeled and reopened it as the Ritz, Clinton Lake, formerly with Public, is house manager. House will play vaudeville the last half of the week.

Win Sunday Opening

Manchester, Conn.—The Board of Selectmen has granted the State theater's request for a 5 P. M. opening on Sundays.

SEE KENT CHAIRMAN OF CODE AUTHORITY

(Continued from Page 1)

code becomes operative Thursday. Although the Code provision is to deal with the procedure in connection with naming of chairman of the Code. Resources yesterday that its membership will fill this important and critical function properly.

Kent acted as spokesman for the companies affiliated with the Hayes organization at the code public hearing last September and previously as one of the two coordinators who helped whip be initial code draft into shape at New York conferences last July.

Wm. Fox Has Wedge

To Re-enter Films

(Continued from Page 1)

event the "code" companies uphold the decision of the Federal Court in Scranton, Pa., against R.C.A. Photos, a win with the R.C.A. will be able to collect large damages, R.C.A. subsidiaries will be compelled to arrange a settlement. The agreement is believed likely to include important stock holdings in picture companies.

Extend Time in Quittner Appeal

Deadline for filing the record in connection with the appeal of Edward Quittner from the U. S. District Court decision dismissing his anti-trust suit against Paramount has been extended to Jan. 15. Late date was Dec. 1. Graham & Reybolds, counsel for the plaintiff, was appointed counsel of the defense by Cravath, DeGersdorf, Swan & Woodward, Paramount attorneys. The case goes to the U. S. Circuit Court of Appeals.

Don't Miss Suit Over Film

After viewing "A Lady's Profession," Justice Shientag yesterday denied a motion by Paramount to dismiss the suit brought by M. Yates charging the company has used her story without credit. Shientag asked an accounting and damages.

Amity Gets Kiddie Short

"Kiddie Genius," a short featuring a group of talented kids, has been acquired by John M. Crimino for distribution by Amity Picture in the U. S.

Brin House Adds Vaude

Milwaukee—L. Brin's Gardes theatre is the latest first-run to open vaudeville in addition to picture. The Place and Wisconsin have been other films extending its vaude past several weeks. The Riverdale continues with the same policy.

Charter New Milwaukee Lab.

Milwaukee—Articles of incorporation have been filed by the producers, manufacturers, distributors of advertising, industrial and educational film. Incorporators are Hartmann, F. Buck and W. Puba.
Seventh Annual Film Daily Relief Fund Drive Starts

FACTORS CALLED FAVORABLE FOR MOVIE RECOVERY

M-G-M Accepts Only 17 Scripts Out of 5,000 Read

Published Novels Lead in Material Accepted for Production

Indicative of the dearth of good story material, only 17 suitable scripts have been definitely accepted by M-G-M out of approximately 5,000 novels and short stories passed upon by the company's story department, headed by Mrs. Nina Lewton. Of the material accepted, novels are in the lead, the total of such scripts about equalling the number of plays and originals combined.

Novels that have been announced for the 1934-35 program include "Vanessa" by Hugh Walpole; "The Wicked Woman," a magazine story (Continued on Page 8)

PHIL KAUFFMAN DIES; WARNER FOREIGN MGR.

Stockholm—Phil Kauffman, general manager for Warner Bros. in Germany, Scandinavian countries and Central Europe, with headquarters in London, died here Saturday noon. He had been with Warners since 1926. A wife and three children survive.

Pender and Crockett
Planning New Circuit
Norfolk, Va.—Bayne-Boland Corp. has been formed by David Pender, main store owner, who recently entered the theater field, and W. F. Crockett, Virginia Beach theatrical man, to own and control a group of theaters in this territory. Pender built the Bayne Theater in Virginia Beach. Crockett has been operating the Roland.

Film Daily Relief Fund Starts Its Seventh Annual Drive

By DON HANCOCK

Columbia Signs Colbert For Four Productions

With a proud record of unselfish benevolence and untinted generosity since it was established in 1927, the Film Daily Relief Fund today starts its annual drive in the belief that the most substantial sum ever realized for this worthy cause will be donated during the next four weeks. Over 900 reports of the activities of the Drive are available at the Relief Fund office.

Those in Need Are Calling

...The Film Daily Relief Fund Again Asks Your Help

By JACK ALICOATE

The seventh annual Relief Fund Drive starts today. From now until Christmas Eve the Committee will strive to collect enough to TOP all previous drives.

- Times, unfortunately, are pretty bad. In this, of all years, those who can help MUST help.

- The Fund and its administering committee have functioned for six years without ONE penny of expense. Every dollar goes direct for RELIEF. The committee is glad to do the work, but YOU, too, must aid.

- Misfortune, sickness and suffering never announce their coming. Here in New York the industry has its full share of those in distress. The fund must not be allowed to die now that the need for it is GREATEST.

- Some of the cases brought to our attention are pitiful. Some who had IT YESTERDAY are BROKE today. Sympathetic understanding can best come from those who know their record and background. The committee works with a SMILE, but that smile many times is but a mask for a TEAR.

- No matter what your pet charity might be, no dollar can buy more relief than right here in YOUR industry. Funds are low and money is needed NOW.

- Don't put it off. PLEASE. Send in your check today. NOW. Make it payable to the Film Daily Relief Fund.

- The Committee for 1934 is as follows: Don Menzereau, "Red" Kann, Al Lichtman, John Flinn, Billy Brandt, Lee Ochs, Louis Nizer, and Jack Alicoate as chairman.

MONOGRAM DROPS UNIT PRODUCTION

Monogram has definitely abandoned unit production and hereafter all studio activities will be under the executive supervision of Tren Carr and Lou Ostrow, with an assistant supervisor assigned to each film. W. Ray Johnston stated to Film Daily on Saturday, "We have been trying out our new policy for a long time."

HAYS AD COUNCIL IS SET; THOMPSON AIDS McCRATH

Creation of the Hays Office advertising council, headed by J. J. McCarthy, has been completed, Will H. Hays announces. Lester Thompson will be McCarthy's assistant. Purpose of the department is to eliminate objectionable features in all types of movie ads.

Kent Goes Direct to Coast

Sidney R. Kent, who left New York yesterday for the Coast, will not stop off at Columbus to address the exhibitor convention starting tomorrow. The Fox president on Saturday declined to comment on the cable as signed by President Roosevelt on the grounds that he had not had an opportunity to study it thoroughly at all.
20th Century Takes Over U. A. Studio Properties

West Coast Bureau of THE FILM DAILY

Hollywood — Formal announcements have been made of the deal whereby the studio properties of United Artists Corp., Ltd., in which Douglas Fairbanks and Mary Pickford were principal owners, have been taken over by 20th Century Pictures, headed by Joseph M. Schenck and Darryl F. Zanuck. Samuel Goldwyn also is involved in the deal. Robert Fairbanks and James Dent will continue as general manager and assistant general manager, respectively.

9 in Straussberg Circuit

Having acquired seven Brooklyn houses occupied by Jack H. Warner, the Straussberg circuit has increased its theaters to nine. Hattam acquisitions say: Kleinman, n. g., Summy, Bessborough Park, Ritz and Williamsburg. Straussberg also has the College in College Point and the Canarsie in Canarsie.

Bert Ennis Joins Majestic

Bert Ennis, formerly head of the Columbia advertising department and recently with the 7th Ave., Roxy, has been appointed head of publicity and advertising for Majestic Pictures. It was announced Saturday by E. H. Goldstein, executive vice-president. Evelyn Lee Koch will continue with Majestic as assistant to Ennis.

Selzer Transferred West

Ed Selzer of the Warner home office advertising and publicity department has been promoted to duties at the studio on the east coast, left Saturday, and his family will follow in a few weeks. Selzer's duties at the home office are now being handled by Sid Rechetnik and Lee Blumberg.

Herb Given Opens Office

Herbert W. Given, Inc., has opened offices in the Film Center to distribute in the foreign and domestic markets all of the Tom White Productions. Given has a series of shorts and one feature. Several subjects were made in conjunction with the Huntington Expedition under the personal direction of Tom White.

Goldwyn Delays "Barbary Coast"

West Coast Bureau of THE FILM DAILY

Hollywood—Filming of "Barbary Coast" has been postponed by Samuel Goldwyn until next spring. Gary Cooper, who was to have appeared in it with Anna Sten, will appear with Marion Davies in "Operator 13" for M-G-M.

Another Legit. House to Films

The Waldorf, former legitimate theater, is now a motion picture house with RCA Victor High Fidelity sound. The house, which was remodeled, has been taken over by the Warner-Robinson, ex-Westerner, Keith-Albee, who also heads Men- tone Products Co.

Educational Releasing Several Holiday Shorts

Educational will release within the next few weeks a number of shorts particularly suitable for the holiday season. Among the subjects are: "Day Dreams" and "What Does 1934 Hold?" in the Treasure Chest series—the first a Christmas fantasy, and the second featuring Wynn, the astrologer, making important forecasts for the coming year; "Poppin' the Cork," a musical comedy starring Milton Berle; "The Good Bad Man," a Coronet, featuring Charles Judels and Tom Patricola; "The Freeze-Out," Moran and Mack comedy; "Pep's Pal," Morder comedy; "In Venice" and "The Sunny South," in the Terry-Toon series, and an Andy Clyde comedy, tentatively titled "An Old Gypsy Custom." "Little Boy Blue," the Paul Terry-Toon just released, will also be an appropriate subject for the Yuletide season.

Gov’t Post for Pierson

H. Wayne Pierson will shortly assume an important Governmental post in Washington. He has re- signed as general sales manager of Weldon Pictures Corp.

THE INDUSTRY’S DATE BOOK

Today: Kansas City Film Row’s Annual Charity Ball, at the Pla-Mor, Kansas City, Frank Hensler, M-G-M manager, chairman.

Dec. 5: Annual convention of Allied Amusements of the Northwest, Seattle.

Dec. 5-6: Annual convention of M.P.T.O. of Ohio, Deshler-Wallick Hotel, Columbus, Ohio.

Dec. 7: Lambs Repeat Gambol, for benefit of Lambs Memorial and Relief Fund, Hotel Astor, New York.


Dec. 8: Theatrical Ball under auspices of Variety Club of St. Louis, Arcadia Ballroom, St. Louis.

Dec. 10-11: Convention of M.P.T.O. of North and South Carolina, Hotel Charlotte, Charlotte, N. C.


Dec. 19: Adjourned annual convention of Al- lied Theater Owners of New York, Ten- don, N. J.

Dec. 31: Motion Picture SALON’S twelfth annual New Year’s Dinner-Dance, Hotel Plaza, New York.

"Christopher Bean" Retitled

M. G. M. has changed the title of "Christopher Bean" to "Her, Sweetheart."
EXPO ETTS
Bar and Free Lunch
IN Lobby Exploit "Bowery"
IN ushering in the premiere of "The Bowery," manager Harry F. Shaw of Loew's State Theater, Syracuse, N. Y., obtained a tie-up with the Zitts Brewery Company which erected a complete bar in the lobby of the theater where free lunch and drinks were served "on the house." In addition a street ballyho, on the opening day, was arranged in which thirty Zitts Brewery trucks heavily banne-red were paraded through the principal streets of the city. Another tie-up was effectuated with the students of Syracuse University whereby cash prizes were offered for the best Bowery costume. The University band was enlisted and paraded from one fraternity to another picking up the various bands and then paraded to the theater where the final awards were made. In this parade was an old 1900 Hupmobile with two characters dressed as in the days of the old Bowery. Banners playing up the picture, theater and stars were prominently displayed. At the Syracuse-Ohio Wesleyan University football game, 20,000 circulars announcing the attraction were dropped from an airplane. Five thousand trick cigars with bands reading "Chuck Connors Special" were distributed and 200 window streamers were effectively used in a Coca-Cola tie-up.

Loew's State, Syracuse, N. Y.

Coming and Going

HERMAN GLUCKMAN left for the coast Friday.

CLARENCE DANE, playwright, arrives today on the Bremen from England.


CHARLES LE MAIRE left New York on Saturday for the coast to design the costumes for George White's first "Scandals" for Fox.

RUDY VALLEE and ALICE FAYE both slated to appear in the Fox "Scandals." Leave New York for the coast on Dec. 3 and 5 respectively.

EUSTACE L. ADAMS, author of "Men of the Twentieth Century" and "Sir Playfair, a Study in the Art of the Drama," and "A Workingman's Guide to the Planet," is in Florida getting material for a new book on baseball.

ED SELZER, of the Warner house office advertising and publicity department, left Saturday morning on a trip to the company's studios, where he will assume his new duties immediately upon his arrival.

JOAN CRAWFORD has returned to the coast from New York.

THE \ALONG THE RIALTO/
with PHIL M. DALY

• • • WHAT LOOKS like a brand new one has been pulled by Wally Caldwell, manager of Loew's Valentine in Toledo. Wally extended an invitation to mayoral congratulation to Solon T. Klotz to hold his induction ceremonies on the stage of the theater, no less, in face of Hizdorner acceptance! So the ceremonies will be held on New Year's Day -- the mayor-elect decided to use the theater lobby for his reception as the city hall office couldn't accommodate the crowds after the inaugural ceremony on the stage, the mayor will make his first official address there. which puts Wally's theater definitely in the historical archives of Toledo. -- a 40-piece band will play. Mister Klotz at one time was Syracusan and played a role in the Valentine when leg stage productions were shown there.

• • • A NEW all-time record for a short subject has been hung up by "Three Little Pigs." with a run of 18 consecutive weeks on Broadway. first it ran a week at the Music Hall, then at Roxy 7th Ave. for six weeks, and an eight-week stretch at the Trans-Lux. A French version is now into the third week at the Globe. A neat press reception was held by Don Dean at the Warwick Hotel Saturday night. He is the native Hollywood lad who became a sensation over the South American air with his singing.

• • • ON THE morn of Dec. 14 the "Minute Breakfast" of the Federation for the Support of Jewish Philanthropic Societies will be held at the Waldorf-Astoria. Mrs. Albert Warner, wife of Warners' vice-president, is chairman of the entertainment committee. Douglass Montgomery, who came to New York for a stage role, is confined to his home at Beckman Place with influenza. They suspended blasting for four hours the other day on the Rockefeller Center excavations for fear the explosions might panic the crowds lined around Fifth Ave. into 51st St. waiting to enter the Music Hall.

• • • NOW THAT the Code is signed the Thanksgiving turkey has assailed us -- and the outlook generally is of a rosy hue. It becomes your privilege and honor to kick in with your bit for the Relief Fund. We have but three short weeks to replenish the Fund and take care of all the needy cases. most of them are gentle people you probably know. but of course we'll never tell who they are -- oh. the name of the picture. We are feeling the pinch of this worthy cause and that's one time at least you can be proud of your signature. no matter how small the amount. a five or ten-cent spot means a lifetime to some poor unfortunate brother and his dependents -- and we're not Beggins' you -- we're TELLIN' you ya Muggs.

• • • IT IS seldom in the independent field that a comprehensive merchandising pressbook is created but it certainly has been done in the case of Exploitation Pictures' "Enlighten Thy Daughter." Charles Reed Jones didn't miss a thing that the majors incorporated in their selling sheets -- all kinds of paper displays window tie-ups lobby displays special newspaper slant press cards and a swell plugging angle hitting at parental prudence in keeping girls in ignorance of the Facts of Life.

• • • OUT IN the Detroit section Andy Smith reports that the Warner theater forces have sewed up Joe E. Brown in "Son of a Sailor." one of first-run features for Xmas Week. the angle is that Joe is a natural as a Family Man. his fun is always clean and wholesome. the kids are home from school for the Holidays. so that here is one pie that can be booked without any qualms or fear of kick-backs.

TIMELY TOPICS

Classified Film Houses to Solve Film Problems

EXHIBITORS must be considered first in any plan of industry to better its conditions and profits must not be made by a few at the expense of the many. Regarding an article which appeared in a national publication recently, I agree that classified houses are a coming solution to many pressing problems of the moment. I have always heartily endorsed this, because it is a constructive practice and offers a panacea that works hardships on none. However, I must heartily disagree that fewer and better pictures should be made. Why not more and better pictures? Better pictures should, by all rules of logic, offer greater inducements to the public to attend picture houses — with the volume consequently stepped up. When there is a affirmative production of better pictures could make money for producers that 700, I ask the simple question — which producers? The producers of the 150 pictures, of course. But what about the other producers? And what about the exhibitors who have made the producing companies of 150 super features possible? Should not these exhibitors be kept in business by the producers who so easily say they will close some of their own houses? It is my belief that producers are faced by a moral obligation to turn out as many films as is possible to keep every exhibitor provided with ample product to choose from, and not to turn out a minimum of features which he is obliged to book to keep open. Let us conserve the spirit of the day — let us keep faith with the exhibitors — and let us make as many good pictures as he can pay for. Profits which are not distributed are usually found to be an ultimate loss!

— John E. Freuler.

MANY HAPPY RETURNS

Best wishes are extended by THIS WEEK. the following members of the industry, who are celebrating their birthdays:

Dec. 4

Lloyd F. Bacon
Jack Sullivan
AS MILLIONS CHEER....
Warner Bros. Release
JAMES CAGNEY in “LADY KILLER” . . . Dec. 9°
The most hilarious Hollywood lowdown in history!

JOE E. BROWN in “SON OF A SAILOR” . . Dec. 23°
Gobs of girls—gobs of gags—gobs of fun!

KAY FRANCIS in “THE HOUSE ON 56th ST.” Dec. 23°
“Mary Stevens” money all over again!

EDW. G. ROBINSON in “DARK HAZARD” . . Dec. 30°
From the best-seller by “Little Caesar’s” author.

“THE BIG SHAKEDOWN” with CMAS. FARRELL BETTE DAVIS . . Jan. 6°
Dramatic dynamite hurled at the new underworld!

“CONVENTION CITY” with ALL-STAR CAST . . Jan. 13°
10 laugh stars fling “conventions” to the wind!

“BEDSIDE” with WARREN WILLIAM, JEAN MUIR . Jan. 20°
The lowdown on a notorious “heart” specialist!

WILLIAM POWELL in “FASHION PLATE” (TEMP. TITLE) Jan. 27°
A smashing girl-and-gown surprise show!

*A Warner Bros. Picture  *A First National Picture Viagraph, Inc., Distributors
Looking East from 6th Ave.
THE 16th DAY OF "LITTLE WOMEN" AT RADIO CITY ... and a line five city blocks long! ... 

10 a.m. on the 16th day of its New York run and 20,000 people milling, crowding, storming the Music Hall doors ... three times as many waiting in the cold as could be admitted at any time!

This week ... throughout America in more than 200 key cities attendance records are crumbling before the mighty onrush of a sea of people eager to spend their "earmarked" money for a picture that will live on forever in glory undimmed!

RKO RADIO PICTURE
M-G-M accepts 17 of 5,000 scripts

(Continued from Page 1)


For years a fixture in picture production next season include “Ah Wildernesses,” directed by O’Neill’s Theatrical Guild play now having a successful run in New York; “Seize the Man,” Barrie’s “What John Woman Knows,” “The Viper’s Tree,” “The Show-Off,” “Forsook All Others.”

Lukas joins Inter-Americas
Max Lukas, has been placed in charge of picture sales in the New England States territory for the Inter-Americas Film Corp., producers and distributors of the Spanish-language talking pictures. “El Compadre Pancho” is the title of the first for release on or before Dec. 15. The company, headed by M. David Strong, has enlarged its office space.

Meridian house awarded rent
Meridian, Miss., Hamman Building has been awarded $3,000 in rent, from E. V. Richards, Saenger circuit receiver, in a decree by Judge Edwin Holmes in Vicksburg Federal Court, in a suit growing out of the operation of the Saenger Temple, which was reformed in the owners last April. The Temple is now being operated under the management of A. H. Yeomans and a committee from Hamman temple.

Two more houses for Richmond
Richmond—Two more new theaters in prospect here, with Walter J. Cootler announcing that he has had his associate in Byrd Theater Corp., will build a $60,000 house in the West End, while H. Carl Meschschmidt is in charge of plans for converting the building at 2820 West Cary St. into a movie.

FACTS ABOUT FILMS

Out of 5,000 novel and play scripts read and reported by M-G-M’s reading department in a year, only 17 were accepted for production.

DETROIT—M. W. McGee, veteran Detroit theatrical manager, died of heart disease last week.

Leadville, Colo.—Fire which evidently started backstage caused $90,000 damage to the Liberty Bell theater. Loss is partly covered by insurance.

Denver—M. C. Sinift, formerly manager of the United Artists exchanges in Minneapolis, has been added to the selling force at the local Universal exchange, succeeding Ed Walton, resigned.

Millbury, Mass.—The Town Hall has been opened for the showing of first runs by W. H. Tebeau.

Vacaville, Cal.—W. J. Clark is now associated with Phil Freese in the operation of the Vacaville theater.

Coveo, Cal.—With Lovell Durnford and Grant Winters as the managers, the Owl theater has opened.

Eureka, Nev.—Fred Barton has reopened the Eureka.

Denver—Harry Nolan, theater owner and manufacturer’s agent, has gone to Texas for a visit at his ranches.

DETROIT—Jewett City, N. Y.—Finn’s Theater here was robbed of $50 recently. John F. Barnett is house manager.

Suffern, N. Y.—J. Friedman has taken over the former Liberty and is preparing to reopen it as the Strand.

Woosneck, R. I.—The Park theater has been closed by J. Currie.

Chicago—the remodeled Irving theater on the Northwest side re-opened Thanksgiving Day.

Detroit—The Delrey, West Side suburban house, has been reopened by Mrs. Bertha Farkas, Joe Simon is house manager. House was taken over from Frank Scheuer, now operating the Doric.

Chicago—“The Private Life of Henry VIII” is proving the biggest draw United Artists Theater has had in months.

New Orleans—George Hecht, owner of Florito’s dream, celebrated his 55th birthday and his 19th wedding anniversary on Nov. 26. Relatives and employees gave him a party.

HOBITZELLE FAVORS LESS POMP IN MOVIES

(Continued from Page 1)

“Southwesterners want ideas, not sound and music,” said Karl Hobitzelle, veteran circuit operator. “It is obvious that the day of the music picture cathedral with its popular and circumstance creates personality has gone. These guiding the destinies of the Texas theater believe the public wants a little personal attention. They want shows down their alley, not those designed for a vast circuit and with a metropolitan taste in mind. They want ‘home folks’ attention in the theater and not ‘service’ with a flourish.”

Monogram Drops Unit Production

(Continued from Page 1)

present plan for the past ten months and has resulted in a saving of considerable time and better production,” said Johnston. “Under this plan we are enabled to sign up more writers and to prepare a script well in advance of production. Right now we have our January production schedule all set for work. The films are ‘Manhattan Love Song,’ ‘Loud Speaker’ and ‘Jane Eyre.’ Last session Monogram had five units in work at all times.

RELIEF FUND BEGINS ITS SEVENTH DRIVE

(Continued from Page 1)

weeks. It has been a tough year and the fund is down to nothing. The money so generously contributed by you has saved many a fellow and his family from being dispossessed. It has provided food for his hungry little ones, his wife and himself. It has sheltered many homeless men and given them that new start, that new hope, which banishes fear and faith in better times. Their stories are heart-rending. Yesterday they were happy, comfortable, prosperous, but today they are broken, dejected and alone.

You, who have weathered the recent storm of depression and uncertainty, are the only benefactors to whom these unfortunate men can apply for aid. Your assistance, through the FILM DAILY RELIEF FUND, will take care of the hundreds who need your help now, and those who will apply for aid during the next year. This is YOURS OF DAILY. See that it carries on to greater beneficence this year. Send your check or money order to the FILM DAILY RELIEF FUND, 1650 Broadway, today. Don’t wait till tomorrow. Let’s have it. Let’s get off to a great start!

SHOW-MAN’S REMINDER

Start planning for gala New Year’s Eve show.

BROWN WOULD BACK FREEDOM OF PRESS

We’ve Coast Bureau of THE FILM DAILY

Hollywood—Freedom of the press, now a sharp issue in national politics, is a principle which the motion picture industry should defend to the utmost, according to Clarence Brown, M-G-M director. The interests of pictures and the newspapers are closely allied in this respect. While the screen does not enjoy the uncensored freedom the press does, it has been able to enjoy what freedom it does have only by vigilance and aggressiveness, declares Brown. If there is any credit due anywhere for the repeal of prohibition, for instance, the screen should have its share.

“When prohibition was in effect, censorship would have forbidden us to present any scene which included liquor,” asserts Brown. “We took the position that motion pictures should depict and reflect American life, and cocktail parties and speak-easies were definitely a part of that life. We were able to prevail to a large extent, and I believe that it was the motion picture, showing that in spite of prohibition, liquor was an immense factor in American life, that had a great deal to do with changing sentiment on the question.”

(Continued from Page 1)
Used Every Day Throughout the Year by....

Executives  Studios
Critics     Exhibitors
Producers   Newspapermen
Exchanges   Secretaries
Casting Directors  Supply Dealers
Press Agents  Architects
Film Editors  Directors
Exporters    Writers

in fact

EVERYONE
who is
ANYONE
in the industry

Due to the constantly changing conditions of the industry throughout the year the coming 1934 Edition will be more important and comprehensive than ever before.
A "LITTLE" from HOLLYWOOD "LOTS"

Newcomer in Six Films Within 2 Months

Ricky Newell, one of the six beauties brought from New York by Busby Berkeley, has received six Warner-First National assignments since the landed him here last month. Among the six are "Six of a Kind," "Convention City," "Fashion Plate," "Hells Bells" and "Hi, Nellie.

Paramount's "Six of a Kind," gas gone into production with Charlie Ruggles, Mary Boland, W. C. Fields, Alison Skipworth, George Burns and Gracie Allen. Leo McCarey is directing from an original story by Anne Cameron and screen play by Keene Thompson.

Georgina Caline, Mary Foyston, Karenine Claire Ward, Billie Seward and J. Farrell MacDonald are additions to the cast of Columbia's "Once to Every Woman," being directed by Lambert Hillyer, Walter Connolly, Fay Wray, Ralph Bellamy, Mary Carlisle and Ben Alexander also are in it.

Will Rogers, Harold Lloyd, Joan Harlow, Janet Gaynor, Lupe Velez and Bebe Daniels, Lionel Barrymore, Jackie Cooper and Polly Moran are among the former Hal Roach players who are expected to attend the dinner-dance which will be held at the Mayflower Hotel in connection with the retirement of Mr. Roach's twentieth anniversary as a comedy producer. Fred C. Quimby, M-G-M's short subject sales manager, will also attend the affair.

Joseph Halloran, actor-technician, has just completed a two-months' stay in Washington, D. C. while there he has been called upon President Roosevelt and Postmaster General Farley.

Eddie Tamlby, who appeared in Monogram's "Sweetheart of Sigma Chi," has been signed by Warners for "Harold Teen."

Pat Paterson, British actress, will make her Hollywood film debut as the feminine lead opposite Spencer Tracy in Fox's "Bottoms Up," to be produced by B. G. DeSylva.

Clay Clement is an addition to the cast of First National's "A Journal of a Crime."

Robert Preston has bought four Arabian horses and placed them on his ranch in the San Joaquin Valley, where he intends to breed a new type of horse especially suitable to the California climate.

Dick Powell and Pat O'Brien will be in the Warner musical, "Radio Romance," by Paul Moews and Jerald Wald. Al Dubin and Harry Warren are doing the score.

James Cagney will play the role of a jockey in "Going to Town."

A studio romance culminated in the marriage of Eddie Faye, cameraman and tennis star, to Marcelle Sweeney, secretary to Cliff Beeson, RKO producer. Not to be outdone by her former room mate, Berdie Sweeney, secretary to Phil Gersh, has pressed her suit for Sandy Godwyn, was married to Eddie Scheffer, of the Goldwyn art department.

Andy Clyde caused quite a bit of excitement by emerging from his dressing room at Educational make up as Charlie Chaplin. The resemblance was perfect but Andy is not giving up his own familiar bearded screen character to imitate even "Chaplin" himself. Andy was merely on his way to one of those Hollywood parties, where all the screen stars impersonate other film celebrities.

Rochelle Hudson will appear in Warners' "Harold Teen."

Ben Holmes is working on stories that will be used as vehicles for the four remaining comedies in the Harry Gribbon-Tom Kennedy series that are being directed by Louis Brock, with release by RKO.

Minnie Gombell is a late addition to RKO's "Schnapps."

Christian Rub has been cast for "No Greater Glory" formerly "No Canasta Roar," which Paul Borda is directing for Columbia.

The title of 'The Border Legion has been changed for Paramount to Zane Grey's "The Last Round-up," Barbara Adams, Randolph Scott and Monte Blue are in leading roles.

Ned Sparks will appear with ZaZa, Phillips and Felix Kelly in "So You Won't Sing, Eh?"

Signs "Wine, Women and Song"

Syndicate Exchanges has acquired New York and Northern New Jersey rights to "Wine, Women and Song," first of four pictures planned by Chadwick, Gaumont-British has the British rights to the productions.

George Wilson re-wires 3 Houses. George C. Wilson, Pennsylvania theater operator, has arranged for the installation of Photophone High Fidelity sound equipment in the Rivoli theaters at Johnstown, Portage and Ebensburg.

Third Week for "Duck Soup." "Duck Soup," with the Four Marx Brothers, starts its third week at the Rivoli on Broadway.

Releasing "Fighting Priest."

Detractors of "The Fighting Priest, with Father Coughlin, is being released Dec. 8 by Shamrock Picture Corp. Fowlers Pictures has sign the Michigan territory.
SHORT SUBJECTS

"Kissing Time"
with Jane Froman, Georges Metaxa,
Don Zelaya, Philip Ryder
(Broadway Brevities series)

"Entertaining Musical"
This is a combination of romance
and a comedy revolution in a Latin
country, with the action arranged
to give Jane Froman, radio singer,
chance to vocalize a few numbers.
Plot is just a lot of hokum, with
Don Zelaya as a fat rebel leader,
Georges Metaxa as his lieutenant
in love with Jane, and a legendary
will that is supposed to ring every
one a lover steals a kiss. In addi-
tion to the singing, some lively
ancing numbers are worked in,
that all in all it makes a fairly en-
yable novelty.

"Movie Memories" with Leo Donnelly
Hiphone 9 mins.

Amusing Another dip into the oldtime
screen vaults, bringing forth some
of the amusing and interesting bits
of earlier films. They include the
scenes of the film that was taken
in New York's first subways, scenes
of the Jeffries-Johnson championship
event in Reno, a staged se-
quence in which "Anybody Here
Been Kelly?" is sung in oldtime
ache, and a condensed early day
film drama. Leo Donnelly does the
stage playing.

"Heart of Paris"
(E. M. Newman Musical World
Journey)
Hiphone 9 mins.

Interesting With the added values of a well-
itted musical score, plus the always
helpful running talk by E. M. New-
nan, this is a very interesting trac-
ing number. It shows the Paris
of today, with modernity which still
retains the surrounding artistic as-
cets of the city's makeup.

"Merry Old Soul"
(Oswald cartoon)
Universal 7 mins.

Good Animated Animated cartoon comedy that
makes enjoyable diversion of its
kind, although on a pretentious
level than some of these subjects.
For booking consideration, it has
holiday appeal.

"She Done Him Right"
(Pooch the Pup cartoon)
Universal 7 mins.

Good Animated Another of the many take-offs
on the West. This time Mack's coun-
department is Poodles, a canine singing
ire, and Pooch is a billposter out
astering the town with bills her-
ing her arrival. Although he gets
all the town excited. A villain makes
it with Poodles, with Pooch promptly
saving her. A local rendition of a
"Minnie the Moocher" is in-
cluded with good effect.

"THROUGH THE CENTURIES"
Beacon Films 60 mins.

VERY INTERESTING AND IMPRESSIVE
RELIGIOUS-HISTORICAL COMPI-
LATION DESIGNED FOR CATHOLIC AUDI-
ENCES.

Intended primarily for Catholic audi-
ciences, this is an engaging account
of the development of the Catholic religion
early times to the present. Through
the medium of scenes from old religious films,
newspaper clips, animated drawings and a
running commentary by Pedro de Cordoba, it
tells the story of Christ, the struggles of
Christianity in early days, the gradual on-
ward march of the Catholic Church, and
finally some of the latter day scenes of
massive Eucharistic Congress and other re-
ligious gatherings. Intelligently compiled,
with story by Francis X. Talbot, S.J., and
supervision by Mrs. Rita C. McGoldrick,
it is a production that should impress any
audience, although Catholics will be most
keenly interested in it. An appropriate
musical score accompanies the action. Pho-
tography is generally all right. The New
York showing is on a two-a-day basis at
the Warner theater at $1 top.

Arthur Kelly Reports

Big Market in India

Paris—An extensive market for
American and British films exists in
India, says Arthur W. Kelly, vice-
president of United Artists, in
charge of foreign distribution, on
his return here from that country.
"The demand in India for English-
dialogue pictures is increasing," said
Kelly. "Action pictures and mus-
icals are particularly popular.

Native producers, with 30
studios, are making at least 100
pictures a year, in four different native
languages, Kelly states. The
executive returns to New York in
the near future.

More Stage Shows for Detroit

Detroit—Publix will increase
stage shows in all suburban houses,
it is announced by L. H. Gardner,
general manager. This will partly
eliminate dual bills.

Variety Club for Detroit

Detroit—Organization of a De-
troit Variety Club is being under-
taken by the Detroit Film Board of
Trade. Otte W. Bohle, Audrey Lit-
tell and Jack Flynn are among those
active in the move.

Henry Armetta in "Open Sesame"

Universal 19 mins.

Amusing Comedy
Though Henry Armetta has been
a lot funnier than on this occasion
when provided with better material,
there is enough in the skit to serve
as a comedy spotter. Armetta has a wife
who is two-tim-
ing him with Franklyn Pangborn.
So he hires Fred Kelsey, a fami-
lar comedy detective, to help him
get the goods on the home-breaker.
On the signal, "Open sesame," from
the husband, the dick is supposed
to crash in and do his stuff, but the
plans go astray, with the usual
amusing results. This is the
attractive wife, and Otis Har-
lan also has a role in it.

THE FILM DAILY

Monday, Dec. 4, 1933

HAVE YOU
A JOB OPEN?

THEN YOU NEED ONE OF THESE EXPERIENCED MEN

Publicity man for stage units

Handled such shows as RIO RITA and SCANDALS. Former
publicity director Allen Theatre, Cleveland. Five years'
experience in press department of two major motion pic-
ture companies, including position of publicity supervisor
for group of forty theaters in Florida. Put him to work
—he'll prove his stuff.

Expert on pressbooks

A top-notch copy writer and lay-out man, ten years'
experience on pressbooks, sales promotion ideas, pam-
phlets and general advertising campaigns. Well known
as magazine and newspaper feature story writer.

Handled foreign publicity for thirteen years

Former City Editor of the "Register and Leader," Des
Moines. Then for thirteen years director foreign pub-
licity and advertising for one of our major companies.
Handled publicity for the motion picture industry on the
Liberty Loan drive and is now free lance contributor
to many leading magazines. He's a sure-fire bet. Just
try him.

Exploitation Advance man

Has been ahead of some of New York's biggest theatri-
cal attractions, including Theatre Guild shows. Hard
plugger who'll always grab off space in the newspapers
regardless of what city you will send him to. Pleasing
personality and well liked by motion picture critics in
many cities.

The accomplishments of the above four men are listed as a guide to those employers
who are in the market for good men who will deliver good work.

These men are no weak sisters. They are experienced in their line and are qualified
to deliver better than full value for the salary you will pay them.

We have purposely refrained from mentioning their names, but if you will communi-
cate with either of the two members of the Service Committee of the A. M. P. A.
listed below, they will have these men contact you at your convenience.

MARVIN KIRCH
FILM DAILY
1605 Broadway
New York City

OR
MONROE W. GREENTHAL
UNITED ARTISTS CORP.
729 7th Avenue
New York City

ASSOCIATED MOTION PICTURE ADVERTISERS, INC.

THIS IS THE FIRST OF A SERIES OF SIMILAR ADS. DESCRIBING THE QUALIFICATIONS
OF OUTSTANDING MEN FOR WHOM THE A. M. P. A. IS DESIROUS OF SECURING
EMPLOYMENT.
By CHAS. ALICOATE

SHOOTING on "The Silver Lining," the miniature edition of "Sally," Broadway stage hit, has been completed at the Brooklyn Vitaphone studio. Dorothy Stone and Gus Shy have the featured parts in this three-reeler. Stanley Smith, Gertrude Neilsen, Olin Howland, Claire Whitney, Ditar Poppen, Alice Weaver and the Vitaphone chorus of 14 girls are included in the cast.

Miss Franklin Crawford and Joseph Caskey, dancing stars of the new Petit Palais, have completed their first Warner short subject, titled "College Sweetheart." It was directed by Richard Henaberry under the supervision of Lee Stewart, with Dr. Sigmund Speth featured in the cast.

Jean Sargent, musical comedy star featured in the RKO Van Beuren-Meyer Davis musical featurette, "The Strange Case of Hennessey," sailed last week for a vacation in Bermuda.

George Givens and Charles Judels are scheduled to make another "Big V" comedy the latter part of December at the Vitaphone studio.

Jack Henley and Dolph Singer of the studio scenario staff are writing the script.

William Watson and Sig Herzig have the script which will feature Stoopnagle and Bad in a two-reel comedy to be produced and directed by Al Christie for Educational. Production will get under way tomorrow at the Eastern Service studio in Astoria.

T. K. Glennon, vice-president of Eastern Service Studios, Inc., is back at his desk at the Astoria plant after a three weeks' sojourn to the coast.

"Little Stranger" is the title of the script just completed by Harry Miller and Art Jarrett for Ernest Trues' second two-reeler Educational comedy. Production will be at the Eastern Service studio in Astoria under the direction of Al Christie.

Having completed Ben Blue's latest comedy for Warners, Director Ralph Staub starts a new Vitaphone comedy this week, featuring Harry Gribbon, supported by Shemp Howard and an all star comedy cast. This is Staub's fifth comedy under his new contract.

Robert Benchley has added another identity to the list by agreeing to accept a featured part in Marshall Neilan's production, "The Social Register," starring Colleen Moore.

"Bud" Pollard Productions, Inc., whose studios are in Grantwood N. J., has leased office space in the RKO building in Rockefeller Center. Production on a series of Kiddie featurettes for Jules Stone, Inc., and a series of industrial pictures for General Business Films, Inc., is under way at the company's Grantwood plant.

Sid Herzig, freelance writer who was engaged by Fox to collaborate on the picture version of the "White Scandal" with White, has forwarded to the coast the complete script for this production.

Henry King, with his Hotel Pierre orchestra augmented with members from the Philharmonic, has completed recording of a special score, including music written for the occasion by himself and Walter Scharf, for "Day Dreams," the latest in Educational's single-reel pictures in the "Treasure Chest" series. "Day Dreams" is a fantasy with a special appeal on holiday programs, as it shows the dream experience of a child on a visit to Santa Claus' headquarters.

Edgar Bergen, ventriloquist, is scheduled to start work in a new novelty comedy for Vitaphone at the Brooklyn studio this morning. It will be released as one of the "Pepper Pot" series and is a one-reeler entitled "Hot Dog," the second short Bergen is making for Vitaphone this season. In addition to his inseparable pal, the dummy he named Charlie McCarthy, Bergen will be supported by Owen Martin and Sam Bernard, Jr. Dolph Singer and Jack Henley of the Vitaphone writing staff wrote the script for this one-reeler which will be directed by Joseph Henaberry.

Detroit Publicity Staff Revamped

Detroit—Publicity department of United Detroit Theaters, Publicly operating company here, has been reorganized under the general supervision of Howard O. Pierce. New staff includes Sam Rubin, Milton Herman, William Freyse and Mrs. Alice Gorham.

Tecla

NOW PRESENTS THE WORLD'S FINEST
CULTURE PEARLS

For more than thirty years, Tecla creations have been identified with the most smartly dressed women of the screen, stage and society...... What more natural then than the immediate and enthusiastic reception which has been accorded the Culture Pearl as presented by Tecla? Here in the new Tecla salon adjacent to Rockefeller Center are to be seen the world's finest specimens of these creations of nature, produced in the living oyster under the supervision of man!.....Tecla Culture Pearl necklaces, exquisitely matched and of unsurpassable sheen and color, priced from $50. to $15,000.

NOW AT 608 FIFTH AVENUE
AT 49TH STREET, NEW YORK
(Adjacent To Rockefeller Center)
Raid on Hollywood by English Producers Forseen

FIRST MEETING OF CODE AUTHORITY MAY BE DELAYED

John Hertz Tells More About Changes at Paramount

Katz-Kent Clash and Financial Matters Aired at Creditors' Meet

Incidents in connection with the Sam Katz-Sidney R. Kent differences in Paramount which led to the latter's resignation were brought to light by John Hertz, formerly chairman of the company, as he was examined by Attorney Saul E. Rogers, counsel for a group of bondholders, at a Paramount Public creditors' meeting yesterday.

COLUMBIA LINING UP STORIES FOR '34-35

West Coast Bureau of THE FILM DAILY

Hollywood—With every one of the six Columbia stages occupied and建设ing that 75 per cent of the 1933-34 line-up will be completed by Jan. 1, Harry Cohn has started the (Continued on Page 4)

Carolina Circuit Adds 2 Increasing Total to 36

Charlotte, N. C.—North Carolina Theaters, Inc., with headquarters here, has added the Universal and Imperial theaters in Lenoir to its circuit, making a total of 36. Herbert F. Kinney, treasurer, announced. The original group, including the Carolina and State in Charlotte, was owned by the Paramount-Publix interests. A. F. Sams of Winston-Salem and A. F. Sams, Jr., of Statesville, are among the stockholders.

Goi ng Intimate

New Orleans—The "friendly theater" slogan originally used by Warren Salton, manager of the Garden, has been adopted by numerous subsequent run houses, striving to create the intimate atmosphere.

You Will Surely Find It In The Coming 1934 Film Daily Year Book—Advt.

200 Hollywood Artists Get Bids from British Studios

Hearing of Union's Suit Postponed Until Friday

Hearing of the $1,000,000 suit brought by the Local 366, Operators Union, against 420 local independent exhibitors charged with violation of the NRA employment provisions, was put over yesterday until Friday morning in the Supreme Court.

Kent's Trip to Coast May Mean Later Date for Code Confab

Washington Bureau of THE FILM DAILY

Washington—Sol A. Rosenblatt has not yet decided when to call the Code Authority together for their first meeting, he said yesterday before leaving for Columbus. S. R. Kent's trip to the coast this week, however, may delay the date.

RESERVES DECISION ON PARA, TRUSTEES

Decision was reserved by the U. S. Circuit Court of Appeals yesterday following arguments on a motion by Attorney Samuel Zirn, lawyer for a group of Paramount-Publix bondholders, seeking to oust the (Continued on Page 3)

Joe Weil is Promoted To Laemmle's Ass't

Joe Weil, for the last eight years exploitation director for Universal, having handled both film and theater exploitation, has been promoted to assistant to the president, Carl Laemmle, effective Jan. 1. At the same time Laemmle announces the promotion of Andrew H. Sharrick to exploitation manager.

Abramson Case Delayed

Trial of Ivan Abramson's anti-trust action against major companies and the Hay office, scheduled to begin Thursday, has been deferred. The David A. Pedell firm is representing the plaintiff.

Over 1,200 Pages Of Information—The Coming Film Daily Year Book—Advt.
Big Turnout Indicated For Ohio MPTO Meeting

It was signed by the President. Jack Miller of Chicago, also has been added to the program, and Edward Golden of Monogram will come from New York to speak for independent producers. The president of the unit, will be toastmaster at the banquet tonight.

Fadman Closes Film Deals

Edwin Miles Fadman of Films Red Star, Paris, has concluded a deal with Bob Savini and Al Bondy of Astor Pictures for world distribution rights, excluding only the U. S. and South and Central America, on the two-reel animal picture, "Killers of the Chaparral," which also has been booked by the RKO circuit. Fadman also acquired from Savini and Bondy the foreign rights to a new series of three-reel comedy westerns, titled "Bad 'n Ben".

Subsidized Drama Planned

Plans for a State Theater, proposed by the State Department of Adult Education to give performances throughout the state in cooperation with professional players, are expected to get under way soon. The sponsorship of Lewis A. Wilson, assistant commissioner of education, and other educational leaders in the state, is linked upon as a means of revalidating "The Road" for the stage. Another project, with Actors' Equity endorsement, has been proposed by Gustav Blum, stage producer, who has written Col. Lewis McHenry Howe, secretary to the President, advocating the NRA for the establishment of rotating companies to present plays at low admissions.

Changes in Law Firm

The law firm of Hirsh, Newman, Reas & Becker, counsel for William Fox, has been converted into a new firm comprising Emmanuel Newman, Benjamin Reas, Murray Becker, Julian W. Newman and Daniel G. Rosenblatt. The original firm was dissolved following death of Hugo Hirsh. Rosenblatt, who is a new member of the reorganized company, personally handles much of the Fox litigation.

Vivian Moses Joins Columbia

Vivian Moses, recently with Exhibitor's Service, has been engaged by George Brown to handle special publicity campaigns on Columbia pictures.

Success of Film Code Up to Exhibs—Lightman

The success of the Film Code up to the present day, depends upon the organization he sets up in connection with its operation, Lightman said. As in the instance of his own regional unit, associations must make a thorough study of its clauses and inform their membership of their rights under it. Lightman expressed the hope that the code will correct situations in which theaters are receiving too much protection in connection with low admission scales and also overbuying.

"The code will prove its greatest value in situations in which great abuses exist," asserted Lightman. He plans to remain in New York until late this week.

Val Lewton to Free-Lance

Val Lewton, assistant publicity director for M-G-M and author of "No Bed of Her Own," "Four Wives" and other novels, will leave M-G-M Feb. 1 to devote his time to free-lance writing of books and screen material.

Hearing on R. C. Leases

New terms of the Radio City theaters lease hold by Rockefeller Center, Inc., as proposed in the receiver's second report, were the subject of a hearing Friday at 4:30 p. m., before Judge Bondy in the District Court of the United States.

M. W. Mcgee Dead

Howell, Mich.—M. W. Mcgee, 57, former manager of the Majestic, Detroit, died recently at his home on Lake Chemung, near here.
RESERVES DECISION ON PARA. TRUSTEES

(Continued from Page 1)

bankrupt company's trustees. Zirn especially attacked the naming of
Eugene Leake and Charles Richardson, claiming that they are asso-
ciated with the base interests and therefore disqualified for acting as
trustees.

Nathan Burkan, counsel for the bondholders' committee, and Gran-
ville Clark of Root, Clark & Buckner, counsel for the trustees, op-
posed Zirn.

Steffes Holds Open Meet
For Northwest Exhibitors

(Continued from Page 1)

lota units. Purpose of the gathering is primarily to discuss the film code.
Another subject will be the pending City exhibitors' "strike" against
Warners over percentage demands. The Allied unit recently decided to
approve the "strike," which has resulted in picketing of the Warner
exchange.

Science Group to Make Bird Films
Chicago, Jan. 10: Dickinson, vice-
pres. and Alfred M. Bailey, di-
rector, of the Chicago Academy of
Sciences, will soon embark on a
photographic expedition to the heri-
table Parish, Louisiana, along the
Gulf of Mexico, to make motion
films of the ducks and geese of that
region for the film library of the
Chicago Academy of Sciences. For
the past five years the Academy has
been building a film library of the
animal and plant life of North
America, and over 50,000 feet of
negative has been secured, mostly
shot with Bell & Howell eyemo

tables.

THE INDUSTRY'S DATE BOOK

Today: Annual convention of Allied Amuse-
ments of the Northwest, Seattle.
Dec. 5-6: Annual convention of M.P.T.O. of
Ohio, Deshler-Wallick Hotel, Columbus.
Dec. 5-6: Open meeting of Allied Theater
Owners of Minnesota and Dakota, Radisson
Hotel, Minneapolis.
Dec. 7: Lambs Repeal Gambol, for benefit of
Lambs Memorial and Relief Fund, Hotel
Astor, New York.
Dec. 7: Convention of M.P.T.O. of Eastern
Pennsylvania, Southern Pennsylvania, and
Delaware, Broadwood Hotel, Philadelphia.
Dec. 8: Theatrical Ball under auspices of
Variety Club of St. Louis, Aracdia Ball
room, St. Louis.
Dec. 10-11: Convention of M.P.T.O. of North
and South Carolina, Hotel Charlotte, Char-
lotte, N. C.
Dec. 12-13: Annual convention of Allied The-
eries of Michigan, Hotel Portland, Grand
Rapids, Mich.
Dec. 19: Adjourned annual convention of Al-
lled Theater Owners of New Jersey, Tren-
en, N. J.
Dec. 31: Motion Picture Salesmen's twelfth an-
nual New Year's Dinner Dance, Hotel Plaza,
New York.

EVEN EVERYONE MUST DO
BIT FOR RELIEF FUND

(Continued from Page 1)
came before the committee during the
past 12 months. Unbelievable,
yet investigations proved that the
stories were true, that aid was im-
perative. The Fund saved scores of
families from hunger. It gave
shelter to men, women and children
faced with temporary misfortune.
Men who possibly have worked side
by side with you, Men you've known
in the balmy days. Film men with
plenty of spirit, but without funds.
Last year's collection has been ex-
hausted. Not one cent left. Every
day we receive appeals for aid. Don't
force us to turn them down. Money
is needed IMMEDIATELY.

That means, send your contribu-
tion today to the THE FILM DAILY
RELIEF FUND, 1650 Broadway.

Columbia Is Lining Up
Stories for 1934-35

(Continued from Page 1)
purchase of stories for the new
season. At least three scripts have
been accepted by Cohn, with the
reading staff working at a high
pitch to find more acceptable ma-
terial before the new year. Seven
films are already in production
for mid-season. The first, "Look-
ing Through Great Telescopes,"
which is also the title of a book
by Mr. Sibley soon to be published.
Sibley is using Bell & Howell equip-
ment and plans to finish the picture
about Feb. 1.

Alice White Weds Si Bartlett
Magdalena, Sonora, Mexico—Alice
White and Si Bartlett were married
in the Town Hall here on Sunday.
Lafayette Theatre, Buffalo

“MAN’S CASTLE” BREAKS 1

Rialto Theatre, Atlanta

“MAN’S CASTLE” OPENS

Hill Street Theatre, Los Angeles

“MAN’S CASTLE” HELD 0

Orpheum Theatre, New Orleans

“MAN’S CASTLE” OPENS 1

Palace Theatre, Milwaukee

“MAN’S CASTLE” POSITI

Loew’s Theatre, Hartford

“MAN’S CASTLE” NOW
REE YEAR HOUSE RECORD

CAPACITY VS. YEAR'S STRONGEST OPPOSITION

FOR SECOND WEEK

LINE ONE BLOCK LONG

SENSATION - TOPS BEST OF YEAR

SECOND BIG WEEK

Columbia
MORE PARA. DETAILS TOLD BY JOHN HERTZ

(Continued from Page 1)

afternoon at the office of Referees

Henry K. Davis.

Describing the situation between the
two major executives as "un-
happy," Hertz said that at the
agreement of the company's execu-
tive committee, he "suggested" that
Kent resign.

Rogers concentrated his examina-
tion particularly on the bank agree-
ment under which Film Produc-
Corps. was organized. The Para-
mount centralization under which six major subsidiaries were
formed last Fall.

Hertz testified that he accepted a contract with Paramount Publicity of consistent
character, retaining a call on a certain amount of stock. He also
disclosed knowing any details of the deal under which 13 banks secured their loans through organization of Film Producers
Corp. declaring that they were worked out by the
president and general counsel of the firm.

He pointed out that the subsidiary, which
under the agreement could not assume any
obligations to the other companies in the group, had a wholly-owned
Paramount's affiliate.

"What assets were left in Paramount Publix are the result of an inves-
tigation of the six subsidiaries," Rogers added.

"RKO, on the other hand, has been
hammered," Hertz charged, 
but had the impression that they included companies like Balaban & Katz, Famous Players Canadian,

Digging into the purposes behind the de-
centralization plan, Rogers asked the witness
what was gained by it, and he replied that an
income in Federal taxes resulted as well as a
saving in bookkeeping.

Penetrating Hertz's activities from the
viewpoint of the economics in Paramoun,
Public, Rogers brought out the fact that
Paramount's president and chairman
Eliot John Lusky, as general coun-
sel of the company, was saved an annual
salary of $75,000.

Hertz declared he cut the costs of operating the department, signif-
ificantly. He admitted that he approves
letter of E. P. Schorberg's to the

The case of Felix Kahn next came into the
proceedings, with general speculation as
to whether or not he is related to Otto Kahn.

Hertz asserted he failed to find out what
his duties were and finally cut his salary
in half in conjunction with arrangements for
his resignation on Jan. 1, 1933.

"I found several Felix Khins in the com-
pany," said Hertz.

Hertz reiterated his statements made at a
creditors' meeting last week to the effect
that during his period at Paramount receiver-
ship conversation was never anything
more than general and never definite. Association
of Samuel Golding and William Wrights
did not exist. The company's new receivership
was paid $150,000 and $200,000 annually.

Hertz, however, received a smaller salary
to take over production.

Attorney Samuel Zwaan also asked
Hertz questions. The meetings adjourned
five.

Another adjourned meeting of credit-
s was scheduled for yesterday was postponed
until tomorrow at 10:30. All current

matters will be considered.

N-EWS-O-F-T-H-E-D-A-Y

Charlotte, N. C. — Eugene W.
Street, manager of the Carolina the-
er, has been nominated for presi-
dent of the local Civilian Club.

Camden—The Broadway has
reopened with Martin Ellis as mana-
ger.

Harrisburg, Pa. — Lawrence J.
Katz has been nominated for presi-
dent of the operators union for the
sixth consecutive year. Election
takes place Dec. 17.

Wilmington, Del. — Warner-Stan-
ley's Arcadia has closed. Manager
Bill Gallager recently was trans-
ferred to the Lansdowne theater.

Reading, Pa.—Sheriff's sale of the
three Cary & Schad houses here is
to take place this month.

Caldwell, O.—The Lyric, closed for
several months reopened.

Bradford, Vt.—The Colonial has
been darkened by H. H. Smalley.

Stowe, Vt.—The Auditorium has
been closed by H. E. Pike.

New Iberia, La. — Elks theater has
closed.

SEES HOLLYW'D RAID
BY BRITISH STUDIOS

(Continued from Page 1)

nett, and this is in addition to the
many Hollywood names that have
already been signed for recent or
forthcoming British pictures.

Financial status of the British
film industry at present is better
than that of American companies,
defines Garner, and as a result
the producers over there are in a
position to make good offers for tal-
est. The rise of the pound sterling,
with corresponding decline of the
dollar, is looked upon as another
factor to the advantage of artists in
accepting offers from England.

The British have ample money
and equipment, besides having de-
monstrated that they can turn out
good pictures, says Garrett, and
have just been waiting for the right
opportunity to invade the American
field for stars and technicians.

Changes in Atlantic City

Atlantic City—L. B. Finn is now
managing the Virginia. Milt Russell
remains as manager of the Aldine,
which he took over in the receive-
ship, with P. Mortimer Lewis and
James T. Murray handling its af-
fairs.

Dead Bills in Omaha

Omaha — Suburbs and some
downtown first-run houses are
double-billing.

Fox Cameramen in K. C.
Kansas City—Carl Bjere, sound
and Charles Geis, camera, form the
Fox Movietone unit which will now
headquarter at the Fox exchange
there. They formerly were in New
York.

Tabloid Reviews of
FOREIGN FILMS

"ZWEI GUTE KAMERADEN" ("Two
Good Comrades"), in German; produ-
ced by Afa; directed by Hermann
Kosterlitz; with Lili Dagover, Hans Re-
mann, Margaret Rupfer. At the York-
ville theater.

Excellent work by Lil Dagover and
Hans Rehmann is highlight of amusing
drama about a sculptress whose mother love overcomes
her romantic impulse.

"DER STORCH HAT UNS GEBRAUT
(Married by the Stork), in German;
produced by Afa; directed by Hermann
Kosterlitz; with Lili Dagover, Hans Re-
mann, Margaret Rupfer. At the York-
ville theater.
Christmas Bookings

AND HOLIDAY SEASON BUSINESS BUILDING NUMBER

OF THE FILM DAILY OUT
DECEMBER 9th
ERNEST TRUEX GOES 'NUDIST'; 'CAN'T TAKE IT' IN "MR. ADAM"

Getting Down to Bare Facts, Famous Comedian’s Kidding of “Strip” Cult is One of the Most Hilarious Comedies of This or Any Other Season.

Educational presents something new-de in the way of short subject entertainment in “Mr. Adam,” with Ernest Truex in the role of a big clothing manufacturer who is compelled by his wife and his doctor to join the cult of the great unclothed, for his health. And modest Mr. Adam can’t take it!

PHIL M. DALY TAKES IT BIG!

Read this rave from the Film Daily over the first of Educational’s Star Comedy Specials, and then strip for action in exploiting this laugh hit for big additional business:

“...prize entry...Ernest Truex in ‘Mr. Adam’... something that Al Christie as producer can stack against any of ‘em...a honey for haw-haws, beautiful gals and topical theme with a classy snap...a banzai and a round of yodels to William Watson and Art Jarrett for the best kidding on Nudism to date...art cinematography by Bill Steiner...a beautifully paced example of directorial skill by Al Christie...now if this sounds like a Rave...that’s exactly what we aimed to convey...”

Distributed in U.S.A. by FOX FILM CORPORATION

Playing the original ROXY, N. Y. beginning Dec. 8

Do you sell your short subject entertainment or give it away? SELL this one for added dollars with this humorous one-sheet poster in colors, and with lobby cards, photographs and newspaper ads.


“POPPIN’ THE CORK,” a Musical Comedy with Milton Berle, just at the right moment for its new hit songs, “Poppin’ the Cork” and “Here’s Lookin’ At You.” Produced by Jack White.
ROSENBLATT PROMISES FAIR DEAL THROUGH CODE

M. P. Federation Turns Matter Over to Committee for Action

Exhibit committee of the Federation of the M. P. Industry yesterday passed responsibility of acting on the industry code ratification question to a general membership meeting to be held within 10 days in New York. At yesterday's committee meeting held at the office of Jacob Schechter, general counsel, those in attendance included, in addition to Schechter: W. Ray Johnson.

EXHIBITS ADD CLAUSE IN FILM CONTRACTS

Inasmuch as the industry code itself is not retroactive, a number of exhibitors wishing to cash in on its benefits have inserted clauses covering this situation in their film contracts.

Cinecolor Closes Deals On 9 Million Feet of Film

Contracts have already been closed by Cinecolor covering 9,000,000 feet of color film for the coming year, according to C. Lang Cobb, the company's representative.

Closed Theaters in Texas Reduced to 64 Last Month

Pacific Northwest Exhibs Meet Fri. to Discuss Code

Seattle—Allied Amusements of the Northwest will hold its annual meeting Friday at the New Washington Hotel, with a discussion of the code as the main item on the agenda.

Minneapolis Meet Delayed

Minneapolis—Meeting of Allied Theaters of Minnesota and the Dakotas originally called for yesterday by President Al Steffes was postponed to Dec. 15. Copy of the film code was not received in time.

AMP, M-G-M BOYS GET BEHIND FUND

Anticipating the urgent need behind this year's FILM DAILY RELIEF FUND campaign, contributions have already been started by the A. M. P. A. and the M-G-M publicity department. In fact, Prexy John Flinn of the A. M. P. A. saw to it that every member of his association would become "Fund Minded." The result will be a nice check, and

52 Cleveland Exhibitors Join New Ohio Association

Cleveland—Out of 76 independent exhibitors here, 52 already have joined the new Independent M. P. Exhibitors of Ohio, according to G. W. Erdmann, secretary of the unit and also secretary of the Cleveland M. P. Exhibitors Ass'n. Akron independents have signed solid. Erdmann is holding meetings throughout the state to line up members.

400 Hear Deputy Administrator Talk at Ohio MPTO Convention

By J. W. Leibman

FILM DAILY Staff Correspondent

Columbus, O.—That fair treatment and reasonable action on all matters pertaining to the code will be the practice of the administration was promised yesterday by Sol. A. Rosenblatt, Deputy Administrator, in his first public appearance since the signing of the code, at the twelfth annual convention of the M.P.T.O. of Ohio. Approximately 300 exhibitors and others interested in motion picture industry were present at the opening session.

Rosenblatt urged that exhibitors

CHAS. ROGERS PLANS 12 FOR NEXT SEASON

Between 10 and 12 features will comprise Charles R. Rogers' program for 1934-35, the producer told THE FILM DAILY yesterday in New York. Rogers has completed six of the 10 pictures under his distribution deal with Paramount for this season. Two of the pictures yet to be made are "It's a Pleasure to Love" and "Green Gold." While in

British Making Strides, Says Fairbanks on Return

Although not surpassing Hollywood in the general production of feature pictures, Great Britain has made greater strides in many technical points involving sound and

Drop 5-Cent Matinees

Cleveland—At a recent meeting of the Cleveland M. P. Exhists, members agreed to drop all 5-cent Saturday matinees.
Erpi Claims Point Won
In Wilmington Action

The order issued Tuesday by Judge John P. Nields of the Federal Court, Wilmington, directing Stanley Co., General Talking Pictures and Du
Voc Radio Corp, to furnish more specific charges in connection with
The Bond and the Electrical Re
Research Products and others is claim
ed by Erpi as a point in its favor.
At the Oct. 30 hearing before Judge Nields, a brief order was made
that the original charges in the case
were too vague and general in their
nature.

Liberty to Start Second
West Coast Bureau of THE FILM DAILY

Hollywood — "When Strangers Meet," a story by zone Gale with screen play by Adele Bunting, gets in work soon as the Sec
d Liberty Special, it is announced by
M. H. Hoffman. The six of
remaining pictures on Liberty's sched
ule of eight include "Mad Honey
ley," "Lilac," "Howl," "El camino,""The
ard, by Damon Runyon, "Take the
," by Earl Begg Derr; "Beg," "Right
ight," by Bergin. "Without Chil
dren," by Mrs. Wilson Woodrow, and
Two Heads on a Pillow," by Dorothy
Canfield.

Schenck-Zanuck Set
Remainder of Lineup

Hollywood—With a couple of re
visions in plans, principally through
the action of the Rondal Colman
picture, 20th Century Pictures, headed by Joseph M. Schenck and
David O. Selznick has the re
mainder of its 1933-34 program has been set for U. A. release as fol
ows:

First four of the Arcturus shorts to
be released by RKO as Vagabond
Adventures in the Van Beuren group
are tentatively titled "Espana Mo
rica," "Ibises of Madagascar," "Med
terranean Guardians," and "Jerusalem." F.
Herrick Herrick produced these four reels in associations with James
Boring, noted travelor. Each sub
ject has actual subject and they are the first of over 20 subjects that
Arcturus Pictures Corp. made on its
reel expedition in the last summer. A new trip is being planned by Herrick.

"Girl Without Room" at Rialto

In a booking switch, Paramount's
"Girl Without a Room," produced by
Charles R. Rogers, with Charles Farrel and Charlie Buggles, opened
with a preview last night at the
Rialto. "Killer of the Chaparral," a
two-episode picture distributed by
Astor Pictures, opened on the
same bill and also opens today at the
Fox Brooklyn.

4 Monarch Releases for Chile

C. Gonzales of the Reliable Film
Exporting Co. has completed negoti
ations with Tomas Garcia Co., San
tiago, Chile, for four Monare releases, "Kiss of Araby," "The Fancy
Gentleman," "The Taxi Code," and
"The Savage Girl." This will be distribut
ed throughout Chile after Spanish superimposed
title have been interpolated.

George Bilson Heads
Warner Trailer Dept.

West Coast Bureau of THE FILM DAILY
Hollywood — Warner Bros. here
will make all their own trailer
work. George Bilson, a "School" departmental head, is being
appointed to head the department.

40 Million for Shorts

West Coast Bureau of THE FILM DAILY

Hollywood—Inhabitants in this coun
try are spending $40,000,000 annually for their own shorts. A.
head of the M-G-M short subject distri
bution department, notes that the M-G-M shorts has increased 25 per
cent this season, he stated.

The Film Daily
Wednesday, Dec. 6, 1933

FINANCIAL

NEW YORK STOCK MARKET

HIGH LOW CLOSE

| Am. Sac. | 3 1/2 | 3 1/2 | 3 1/2 | 1/4 |
| Columbia Pcts., v. 3 1/4 | 2 1/4 | 2 1/4 | 2 1/4 | 1/4 |
| Con. Fed. Ind. Pd. | 3 1/4 | 3 1/4 | 3 1/4 | 1/4 |
| East. Kodak | 26 1/2 | 26 1/2 | 26 1/2 | 1/4 |
| Fox Pct. | 14 1/2 | 14 1/2 | 14 1/2 | 1/4 |
| Lowen, Inc. | 31 1/4 | 31 1/4 | 31 1/4 | 1/4 |
| Paramount Pct. | 2 1/4 | 2 1/4 | 2 1/4 | 1/4 |
| Pathe Pct. | 1 1/2 | 1 1/2 | 1 1/2 | 1/4 |
| do "A" | 11 1/2 | 11 1/2 | 11 1/2 | 1/4 |
| RKO | 2 1/2 | 2 1/2 | 2 1/2 | 1/4 |
| U.S. Steel | 24 1/4 | 24 1/4 | 24 1/4 | 1/4 |
| Warner Bros. | 6 1/4 | 5 7/8 | 6 1/4 | 1/4 |

NEW YORK BOND MARKET

| Gen. Th. Eq. 6 1/2 | 3 1/2 | 3 1/2 | 3 1/2 | 1/4 |
| Gen. Th. Eq. 6 1/4 | 3 1/2 | 3 1/2 | 3 1/2 | 1/4 |
| Keith A.O. 6 1/4 | 41 1/4 | 41 1/4 | 41 1/4 | 1/4 |
| Loew 41/2w | 81 1/2 | 81 1/2 | 81 1/2 | 1/4 |
| Paramount 4 1/2cfrs 2 1/2 | 23 1/2 | 23 1/2 | 23 1/2 | 1/4 |
| Par. 5 1/2cfrs | 27 1/2 | 27 1/2 | 27 1/2 | 1/4 |
| Pathes 787 | 80 1/2 | 80 1/2 | 80 1/2 | 1/4 |
| Warner's 6349 | 90 3/4 | 90 3/4 | 90 3/4 | 1/4 |
| N. Y. Produce Exch. 1/2c | 1 1/4 | 1 1/4 | 1 1/4 | 1/4 |
| Para. Publics | 1 1/2 | 1 1/2 | 1 1/2 | 1/4 |

New Birmingham Censor


The best wishes are extended by THE FILM DAILY to all members of the industry, who are celebrating their birthdays:

Dec. 6

MANY HAPPY RETURNS

Jack Henley
Elissa Land
Millard Webb
Evel Ussell
Harry G. Schenck
Don Finley
Sammy Cohen
LEO OF MGM STEPS OUT WITH HIS "DANCING LADY"!

It's a jolly holiday at box-offices from Coast to Coast. JOAN CRAWFORD sings love songs for CLARK GABLE. Sights to see, melodies to hear—and the lively cast includes Franchot Tone, May Robson, Winnie Lightner, Fred Astaire, Robert Benchley, Ted Healy and his Stooges. Robert Z. Leonard directed! WATCH THE EXTENDED RUNS! A PLEASURE!
Get your tickets NOW from your nearest
INTRODUCTION

SAMUEL GOLDWYN'S
PRODUCTION

MOTION PICTURE
IN AMERICA

TED ARTISTS EXCHANGE
INDEPENDENTS DEFER ACTION ON THE CODE

(Continued from Page 1)

ston, Pete Harrison, Harry Thomas, Charles Glett, Jack Bellman and Bob Sayim.

In discussing the code, "no complete satisfaction" was indicated by the committee members who are still opposed to the code's failure to incorporate provisions prohibiting restrictions on double features.

AMPA, M-G-M Boys Get Behind Relief Fund

(Continued from Page 1)

eyevery cent of that contribution, together with other monies received, will go toward giving a helping hand to some of the lads who are up against it.

Halsey Raines, head man in M-G-M's publicity department, passed the hat around during the football season when the girls and boys were spending plenty on stadium tickets, pennants and whatnots. Everyone in the department came across.

THAT'S THE SPIRIT! Cheerful givers to a most worthy cause. This is the seventh annual drive. Six have been commendable. Make this the ACE campaign. Checks, money orders, or cash. Send YOUR bit along. Don't delay. The more received, the greater the amount of distress that can be alleviated. Less than three weeks to go. Let's go now.

Exhibs Add Clause In Film Contracts

(Continued from Page 3)

contracts. Under these provisions various code clauses can be invoked immediately following effective date of the code, which is tomorrow, provided both the distributor and exhibitor agree on the step.

Source: Copies of the NRA Administration yesterday expressed the opinion that Sidney R. Kent's trip to the Coast will not have a deterring effect upon calling of the initial meeting of the Code Authority, of which he is a member. They pointed out that it is important to the industry, as well as to the national recovery plan, that the code machinery commence to function without further delay, Kent plans to return to New York before Christmas.

"Beau Geste" Opens Today

"Beau Geste," third of the revivals at the 55th St. Playhouse, opens today.

Kuykendall Drops 2 Houses

Ed Kuykendall, president of the M. P. T. O. A., has sold his interests in houses located at West Point and Tupelo, both in Miss., to his partner. He retains an interest in the Shreveport, Caddo, Texas. Kuykendall plans to devote more time to M. P. T. O. A. affairs.

12 TEXAS THEATERS REOPENED IN MONTH

(Continued from Page 1)

Victoria and Uptown, Victoria; Isles, Lockney; Majestic, Roscoe; O. B. Weary, also is opening the Midway, Houston, and a new house on Forest Ave., is expected to open about Christmas.

Cinecolor Closes Deals On 9 Million Feet of Film

(Continued from Page 1)

now in New York from the coast. Cinecolor, through its subsidiary, is in the process of making a deal with a company in France which will make eight pictures a year for distribution in England, America, and American producers of the so-called 'program' pictures need not fear any change in English distribution of their product. The English program picture is perfectly satisfactory to them but would not do over here because of the typically British themes and customs. Our studio is the last word in sound-proof construction. We have one stage upon which any horse could trample without much, if any, sound entering the recording if it isn't wanted. Light and camera work being ahead and must be considered, as real, efficient motion picture production. Fairbanks, who appeared abroad in "Cathedral the Great," with Elizabeth Bergner, for United Artists, leaves today by plane for the coast, where he will make "Adventures of a Million Dollar" for RKO release. He returns to New York in about four weeks and sails for England to start work in "Zorro Rides Again," co-starring with his daughter, Miss. Anna Rose, February, Fairbanks, Jr., plans to return to New York to appear in a stage play.

Pacific Northwest Exhibs Meet Fri. to Discuss Code

(Continued from Page 1)

program. Officers also will be elected. A Bowery Ball in the Eagles Auditorium will climax the convention. Jim Hone is secretary of the association.

Duais, Vaude at Seattle Orpheum

Seattle—The Orpheum is trying double features plus shorts and six or seven vaudeville acts, making close to four hours of entertainment.

Hornblow to Make Eight Musical Features

Story, music and lyrics will be by Arthur Hornblow, Jr., Paramount associate producer, for the company's 1934-35 season in New York yesterday from the Coast to look over Hornblow, Jr.,'s project, privately called "Collier," following the film Jan. 1, when his contract expires.
Wednesday, Dec. 6, 1933

A Little from "Lots"

By RALPH WILK

**Hollywood**

NORMA SHEARER, after nearly a year away from the screen, has started work in "Rip Tide," Irving Thalberg's first production in his new series of six for M-G-M. Miss Shearer, who is married, is insulating with an original story by Charles MacArthur, Robert Montgomery and Herbert Marshall. They have the principal male roles. Others in the cast include Mrs. Patrick Campbell, Ralph Forbes, Earl Oxford and Arthur Lake.*

John Boles, having been made a Kentucky Colonel, is going on the Kentucky Colonels' tour over the CBS network last night in behalf of the NRA. Boles will soon be seen in a new Buddy DeSylva production for Fox.*

Charles Bickford, back from England, is reported being sought by leading man opposite Mae West in her next Paramount production, "It Ain't No Sin." It is said that the suggestion to team Bickford with Miss West came from a prominent Pennsylvania exhibitor and was accepted with enthusiasm by Chief Executive Emanuel Cohen.*

Wilson Collison's new story, "Forbidden Girl," and Beth Brown's novel, "Man and Wife," purchased a few days ago by M-G-M, are both possibilities for the current production program.*

John R. Freuler, president of Multiplex Productions, announces the purchase of the Priscilla Wayne novel "Love Past Thirty," published by the A. L. Burt Co. Shooting will begin in a few days and casting is now in progress. It is being adapted by Earl Shull, while William Leach, long associated with Universal, has been signed to direct.*

Mary Astor draws the feminine lead opposite Warren William in "Uppermiow," the Ben Hecht story, which is to be filmed by Warner Bros.*

Joseph M. Schenck, now in New York, is the recipient of an official program of thanks sent him by the Screen Actors Guild in appreciation of his efforts to obtain a better break for actors in the film community.*

Hugh Herbert's contract with Warner-First National has as a featured player has been renewed for a long term.*

After previewing "Convention City," a satirical farce, Warners have decided to make "Hit Me" a comedy film along the same lines, by F. Hugh Herbert.*

Lyle Talbot has been assigned to Lionel Barrymore, Alice Brady in "SHOULD LADIES BEHAVE?" with Conway Tearle, Katherine Alexander, Mary Carlisle M-G-M. 78 mins.

HIGHLY AMUSING COMEDY-ROMANCE WITH ALL CHARACTERS EXTREMELY WELL HANDLED.

The happy combination of a sophisticated theme and convivially funny situations results, in this case, in a photoplay that should satisfy all sorts of movie audiences. Alice Brady stands out in the leading part and her intelligence and highly humorous conception of the character is about the best thing she has done. Lionel Barrymore, as her aged husband, is very convincing, and Mary Carlisle, as their daughter, is vivacious and filled with the spirit of youth. Mary falls in love with Conway Tearle, who is having an affair with Mary's aunt. Everyone tries to prevent the union, which never takes place due to unexpected happenings and an accident. The film has a surprise-laden finale and is an adaptation of "The Vineyard Tree" and in its transfer to the screen none of the original humor has been lost and much comedy properly added.

Cast: Lionel Barrymore, Alice Brady, Conway Tearle, Katherine Alexander, Mary Carlisle; William Janney, Hallwell Hobbs. Director: Harry Beaumont; Author, Paul Osborne; Adaptors, Bella and Samuel Samuel; Scene, Stan Hard, Scene, James C. Curran, Scene, Marie Laverne; Editor, Ben F. Fine; Photography, Excellent.

Looking For Trouble" is the new title of 20th Century's Spencer Tracy-Jack Oakie comedy; originally called "Trouble Shooter."

Vernon Teasdale, who recently completed a role in "The Fashion Plate" opposite William Powell, has been added to the cast of First National's "A Modern Hero," starring Richard Barthelmess. Also added to the cast yesterday were Donald Eldridge, wife of Fredric March, and Theodore Newton, First National contract player. The cast to date includes, in addition to the players mentioned, Jeun Murl, Marjorie J. Williams, Marylou Rambeau and J. M. Kerrigan.*

Genevieve Tobin has been signed by Columbia for the feminine lead in "Ninth Guest," with Alan Dinehart and Donald Cook. Roy William Neill is directing.

Ken Maynard in "STRAWBERRY ROAN" Universal. STALLION FEATURED WITH REALISTIC STAMPEDE PEP UPS THE USUAL ROUTINE.

The action centers around a wild stallion, Strawberry Roan, a subject of a famous cowboy song. The stallion is credited with going on a rampage through a big range. In reality, a gang of rustlers are responsible for stealing the horse and blaming it on the depredations of the Strawberry Roan. Ken Maynard and his pals are hired to help in rounding up the wild herd led by the famous bandit horse. The stallion is eventually captured, and a prize of a ranch offered to the man who can ride him. All fail, and the stallion breaks free again. Later Maynard seeks the rustlers and the stallion and finally captures the stallion in order to wear it down so the leader can ride him and win the ranch. Maynard interferes, and the stallion leads the wild herd in a stampede through the corral and ranch. It is done with a thrill and carries a fine wild ride. Finally the stallion is captured and shows his mettle, when Ken intercedes for him, securing a promise that the animal's life will never be interfered with. He puts up a great exhibition of horsemanship, and finally subdues the animal. As the horse becomes tamer, the stallion will rise to the stallion to stifle again as king of the plains.

Cast: Ken Maynard, Ruth Hall, Harold Goodwin, Frank Yaconelli, Charles King. Film is shot outdoors and rides him. He puts up a great exhibition of horsemanship, and finally subdues the animal. As the horse becomes tamer, the stallion will rise to the stallion to stifle again as king of the plains.

Cast: Ken Maynard, Ruth Hall, Harold Goodwin, Frank Yaconelli, Charles King.


UNDER SECRET ORDERS Progressive Pictures 60 mins.

RAMBLING STORY OF CENTRAL AMERICAN ADVENTURE POORLY MOTIVATED AND LACKS CONVICTION.

Just another of those rambling semi-documentary adventures which doesn't give the viewer a clear idea of who isn't on the level and a blonde American chaser, with the brave young American lad doing the herding against terrific odds. It is all very amateurish in plot and execution, and fails to impress. The one redeeming score is the superior work of J. Farrell MacDonald, who makes the rest of the cast look very amateurish by comparison, with the one exception of Matthew Betz, the villain. Donald Dillaway is commissioned by his San Francisco bank to carry some valuable bonds to an American client in Central America. From the time he starts on the boat, he is involved in a series of mixups with the cutthroat gang who are out to possess the bonds with which they plan to pay for a bootload of guns and ammunition in order to start a revolution. MacDonald acts as the young man's concessionaire and friend. With his help he succeeds in thwarting the gang and delivering the bonds safely, winning the love of the rich man's daughter of course.

Cast: Donald Dillaway, J. Farrell MacDonald, Nena Quintero, Phyllis Barrington, Dorothy Adams; Director: Charles Keeler; Camera man: Matthew Betz.

Direction, Sam Newfield; Author, Eustace L. Adams; Editor, Walter Thompson; Camera man, Jules Croninger. Direction, Weak; Photography, Good.

**NEWS OF THE DAY**

Buffalo—George R. Moeser, former head of Principal Exchange, has become sales manager in the Midwest, and Albany districts for Hollywood Pictures.

Omaha—Dick Schillfliex has been named assistant manager of the Orpheum and Arch Johnson appointed to a similar capacity at the Paramount by G. Ralph Brandon, general manager of Tri-State Theaters, A. H. Blank's company.

Omaha—Lionel Wasson, awaiting the arrival of Arthur Abeleum, is temporarily managing both the World and State.

Birmingham—A year's contract was signed by the International Association of Motion Picture Operators & Sound Engineers, Local 53, Mobile, for Boston, Buffalo and another week by N. H. Waters, operator of three neighborhood houses, Fairfield, North Birmingham and Norwood.

Seattle—After four weeks of Pan-tages vaudeville, the Roxy returns to a film policy. Mark Bowman has replaced Ray Gronbacher as manager.

Seattle—H. B. Sobotka has been appointed manager of the Coliseum, replacing Morris Nimmer, who held the position temporarily after Al Backer was transferred to the Fox at Spokane.


Eugene, Ore.—Jimmy O'Connell is managing the McDonald, and Barney Kenworthy is at the Rex. Both are Evergreen houses.

National Tieup on 'Roman Scandals'

A national advertising tie-up, aimed to aid exhibitors with newspaper ads in 20 principal cities during the engagement of Samuel Goldwyn's "Roman Scandals," has been arranged by Lynn Farnold, Goldwyn representative, and the Lux Toilet Soap organization. These tie-ups, which are being promoted by the first run showings, will appear in leading newspapers in Akron, Atlanta, Baltimore, Birmingham, Boston, Chicago, Cincinnati, Cleveland, Columbus, Dallas, Denver, Detroit, Houston, Indianapolis, Jersey City, Kansas City, Louisville, Memphis, Milwaukee, Minneapolis, Newark, New Orleans, Oakland, Philadelphia, Pittsburgh, Portland, Providence, Rochester, St. Louis, St. Paul, San Francisco, Seattle, Toledo, Washington, Hollywood, Los Angeles and New York.
FAIR DEAL PROMISED
BY SOL ROSENBLATT

(Continued from Page 1)

watch the appointment and functioning of the Grievance Boards and, if there are any slip-ups, to report them to the Administrator. He declared that 80 per cent of the exhibitors’ complaints come from the other fellow overbuying. About 10 per cent from questions of clearance and the remainder from a variety of causes. He said that in every case when the phrase “right to buy” was presented he took the corollary phrase, “right to sell,” and analyzed the proposition. Thus he soon arrived at something near a fair line in the demarcation between the rights of one individual or group and the rights of another individual or group.

He answered many questions as to clearance, advertising restrictions and other fair practice features. He said that where there was no competition he saw no objection to giving away an automobile or other prizes.

Other speakers were Jack Miller of the Chicago Exhibitor Assn., Robert Robins of the American Association for the Protection of the Motion Picture Theater, and Eddie Golden, sales manager of Monogram.

A banquet was held in the evening with about 150 in attendance. Speakers were Governor George White; Dr. Skinner, head of the Ohio Censor Board; Mayor Henry C. Warley; Buckley; Frank Tippett and others. William M. James, president of the unit, was toastmaster.

The big turnout was due to invitations sent out by Business Manager P. J. Wood to all exhibitors in nearby states.

Chas. Rogers Plans
12 For Next Season

(Continued from Page 1)

New York Rogers will buy stories for the two remaining productions on his schedule, which he plans to complete by April. He will start work on his 1934-35 list in May.

Eddie Golden on Tour

Edward Golden, Monogram sales chief, who was in Columbus yesterday to address the M.P.T.O. of Ohio convention, will proceed from there to Detroit, Cleveland, Chicago and Milwaukee for sales conferences with Monogram franchise holders.

2 Join Para. Writing Staff

West Coast Br., THE FILM DAILY

Hollywood — Sylvia Thalberg and Julius Jurnak have been added to the Paramount writing staff. Miss Thalberg will cooperate with Austin Parker on an adaptation of “Honour Bright” from a story by Jack Kohl and Melville Baker. Josephson will adapt “Woman of the Earth,” A. J. Cronin story.

Censors See Improvement

Richmond—A better lot of films has come along in the past month, according to Richard C. L. Morrice, Mrs. Emma Sampson and Edwin S. Reid, Virginia censors. They report fewer deficiencies than in several previous months.

15 FILMS UNDER WAY
AT THE FOX STUDIOS

(West Coast Bureau of THE FILM DAILY)

Hollywood—Activity at the Fox studios is running high, a total of 15 pictures being in various stages of production. Before the cameras are “Coming Out Party,” “Caroline,” “Woman and the Law” and “Heir to the Hoorah.” Films in the cutting room include “If I Am Suzanne,” “Orient Express,” “Sleepers East,” and “Mr. Sketch.” Among the stories in preparation are “Dilusion,” “David Harum,” “Foxy Follies,” “All Men are Enemies,” “Lottery Lover,” “Bottoms Up.”

6 Of 7 Best Money Films
Were Musicals—Hamrick

Seattle—Of the seven films that made the biggest grosses in John Hamrick theaters this year, six were musicals, according to Hamrick. Four pictures—“42nd Street,” “Gold Diggers,” “Moonlight and Pretzels” and “Footlight Parade”—ran a total of 16 weeks at the Music Box. “Kid from Spain” and “Melody Cruise” played five weeks at the Blue Mouse. The seventh was “The Bowery.”

Head Jewish Federation Drive

Albert Warner, David Loew, Ralph Kohn, Jack Cohn and Max Gordon comprise the executive committee of the motion picture and theatrical division of the Federation for the Support of Jewish Philanthropic Societies which aims to raise $100,000 in the amusement field toward the $4,500,000 total for the support of its 91 affiliated agencies.

Tri-Ergon Case Up Jan. 4

Arguments on an appeal in connection with infringement suit brought by American Tri-Ergon Corp. against Ten-Bild, Leo Brehmer, Associated Cinemas and others will be heard in the Appellate Division, Circuit Court of Appeals, Jan. 4. Louis Nizer represents the defendants.

Second Soviet Film Program

Second in the series of film showings by the Film & Photo League at the New School for Social Research will take place Saturday. The program will be all-educational and scientific, including “Mechanics of the Brain,” “Problem of Fatigue” and “Master of Existence.” The latter is an animated cartoon dealing with the question of cleanliness and hygiene in Russia, using marionettes for its characters. Performances will be at 7 P.M. and 9:30 P.M.

A Constructive
Kick-in-the-pants
appears in December
Issues . . . Read them!

If the foot fits you . . . use it!

OUT DEC. 1ST
OUT DEC. 5TH
OUT DEC. 10TH
MARTIN SMITH SUCCEEDS JAMES AS OHIO MPTO HEAD

TEXAS ALLIED DISAPPROVES OF CODE AUTHORITY

Hays Group Undecided on Protest Over Executive Order

Another Meeting Will Be Held to Consider Code Section

With its members in disagreement as to whether or not provisions of the executive order, signed by President Roosevelt and accompanying the code, hold genuine daws by way of Federal control of the industry, the Hays association is understood to have not as yet decided if it will protest to the NRA and the White House. Another meeting of chief executives will be held within a few days to further consider the question.

Another problem which has arisen (Continued on Page 7)

MOTION PICTURE CLUBS BEING REORGANIZED

Reorganization of the Motion Picture Club, with transferring of headquarters to a new location on 10th Street just off Broadway containing more desirable facilities at a substantial saving in operations, is announced by President Lee A. Ochs following a meeting of the club’s (Continued on Page 7)

First Casualty Reported In St. Louis Price War

St. Louis—Marking the first casualty in the local admission price war, the Grand Central is slated to close at the end of the week. House, first declared here, in recent weeks has been operated by Central Theaters Co., with Cullen Expy and George Tyson as local representatives, but with the Scoutras boys believed to be behind them.

(Continued on Page 8)

Ohio MPTO Legislative Body Blames Cleve. Group for Tax

LESSER OPENS OFFICES IN LONDON AND PARIS

After opening branches in London and Paris, Sol Lesser of Principal Pictures has returned to New York, preliminary to departing Sunday for the Coast. Under supervision of Jack Barnstyn, J. A. McGilley, formerly with Fox, has taken charge of the new London office.

(Continued on Page 8)

ROSS FEDERAL SERVICE FIRST DONATIONS RECEIVED BY FUND

A greater number of feature pictures of the better type, bringing increased playing time, has resulted in the employment of 1,200 additional men to take care of an increase of 102 per cent in the number of days worked monthly by the Ross Federal Service checkers. Harry A. Ross, president, stated to Film Daily yesterday. The increase is (Continued on Page 8)

The ice is broken! The first batch of checks for the Film Daily Ex- tension Fund arrived yesterday morning. Some from old-relatives, some new comers, but every one sent with a message of cheer and hope that this year’s collections will top all previous marks. Here they are—be the first to sign on the dotted line—(Continued on Page 8)

JOSEPH I. SCHNITZER MAY JOIN MAJESTIC

West Coast Bureau of THE FILM DAILY

Hollywood—Joseph I. Schnitzer, former president of RKO Radio Pictures and recently an independent producer for this company, will likely join Majestic Pictures, the Film Daily learns. Whether (Continued on Page 8)

New Plan is Submitted By NRA Consumer Board

Washington Bureau of THE FILM DAILY

Washington—A plan whereby consumers would be represented on all Code Authorities in the same manner that labor seeks representation was laid before Gen. Johnson yesterday by the NRA Consumers Advisory Board. In the film (Continued on Page 8)

U. A. Circuit Reports Loss

Net loss of $355,902, after all charges, is reported by United Artists Theater Circuit for the year ended Aug. 31. This compares with $194,715 the preceding year.

The 1934 Film Daily Year Book Is A Liberal Education In Pictures.—Adv.
Trend Toward Novels

In Warner Story Buy

West Coast Bureau of THE FILM DAILY


Butterfield Closings Total 12

Grand Rapids, Mich.—Additional closings by the Butterfield circuit this week bring the total of its dark houses up to 12, including Keith's here; Franklin; Saginaw; Deserton; Port Huron; Gladmer; Lansing, and houses in Pontiac and other cities. Houses will reopen when business improves.

Selzer Set in New Post on Coast

West Coast Bureau of THE FILM DAILY

Hollywood—A. W. Selzer, father of the late Joseph R. Miles of Lloyds Film Storage, passed away Sunday at his home at Tipppecanoe City, O., at the age of 94. He was the oldest veteran of the Civil War in Ohio. Mrs. Joseph R. Miles is attending the funeral.

Stench Bomb at Chicago Theater

Chicago—A stench bomb caused 100 to leave the Chicago theater the other night. House had bad conditions, but nothing. Manager Raymond Bruder told police. On the same night a bomb was discovered in the Woods, another Loop house.

Loew Managers Switch Posts

St. Louis—Clinton Warden, for five years assistant manager and treasurer at Loew's State, has switched posts with Raymond L. Jones of Loew's Ohio, Columbus, O., leaving here.

4 Bookings Set for Old Roxy

Four pictures have been slated at the Seventh Ave, Roxy. They are: Dec. 8, "Hay Deceiver," Majestic; Dec. 15, "Sally and Jimmy," Fox; Dec. 22, "Mr. Skitch," Fox; Dec. 29, "By Candlelight," Universal.

Weisfeld On His Own As Producers’ Agent

"TOO BUSY TO SEE YOU TODAY!"

But the door of the FILM DAILY RELIEF FUND is open day and night. Behind its door is a sympathetic and intelligently impersonal organization which is never "too busy" for the heart-sick and weary of this industry. These men and their families, temporarily down on their luck, will never know from where the help came...but your heart would be touched if you knew to what depths of despair your alleviating help has gone.
NOEL COWARD'S
"DESIGN FOR LIVING"

FREDRIC MARCH  GARY COOPER  MIRIAM HOPKINS  EDWARD EVERETT HORTON

Ernst Lubitsch Production
A Paramount Picture

CRITERION THEATRE
"DESIGN FOR LIVING"

FREDRIC MARCH-GARY COOPER-MIRIAM HOPKINS
IN PARAMOUNT'S HIT "DESIGN FOR LIVING"
DIRECTED BY ERNST LUBITSCH - TWICE DAILY
Thursday, Dec. 7, 1933

NEWS of the DAY

Cleveland—Frank Drew, M-G-M's branch manager, is home from the hospital after an operation, and expects to be back in his office within a week.

Seattle—Harold Schaffer, formerly publicity man for the Orpheum, has joined Sheffield Exchange Systems.

Cleveland—Kaplan brothers have acquired the Grand Central, making the fifth link in their subsequent run circuit. The others are the Waldorf, Crown, Arion, and Superior.

Cleveland—Nat Holt, now RKO theater district manager over Columbus and Cleveland, has moved his family here. He is doubling as manager of the RKO Palace. Frank Hines is transferred to Keith's East 105th St., which has discontinued vaudeville.

Brewster, N. Y.—The Ritz, for many the Cameo, has reopened.

New Britain, Conn.—A building on Main Street originally occupied by the Scenic theater is being re-modelled and will again be used as a theater.

CHRISTMAS BOOKINGS • AVAILABLE PRODUCT • HOLIDAY EXPLOITATION IDEAS— TOO • SPECIAL EDITION OF FILM DAILY OUT Dec. 9th

SHORT SUBJECT REVIEWS

Thelma Todd and Patsy Kelly in "Beauty and the Bug" M-G-M

Good Comedy 18 mins.

In this Hal Roach two-reeler, Thelma Todd and Patsy Kelly are out joy-riding and get into one scrape after another. Stopped by a cop, the girls vamp their way free and continue on their tour of destruction, ending with the girls being left with only a tough old buggy which they can't smash. Plenty of action, laughs, etc., to keep any audience amused.

"A Radio Roundup" Paramount 10 mins.

Good Noveltv Revue

With Molasses 'n January, the blackface funsters of the Showboat radio hour, as masters of ceremonies, this one-reeler presents a group of radio personalities in a miniature revue that is bright and snappy. The entertainers include Mary Small, Anthony Frone (The Poet Prince), Vaugh De Leath, and Three X Sisters, who do a very amusing arrangement of "Who's Afraid of the Big Bad Wolf?"

"Screen Souvenirs" (No. 3-5) Paramount 10 mins.

Amusing

Oldtime clips in this collection include Dorothy Gish and Jack Pickford in an early film scene. Ruth Roland ditto, the late King Edward and other members of the British royal family, including the present King George, on a hunting trip, glimpses of winter in New York back in the old days, and another of those heavy early scene dramas, "When a Dancer Loves." Aided by witty running talk, it provides a load of laughs as usual.

Joseph Cawthorn in "Cold Turkey" Paramount 19 mins.

Fair Comedy

A fairly amusing comedy revolving around Joseph Cawthorn's winning a live turkey at a raffle. Having the bird on his hands turns out to be a rather troublesome business and results in a good deal of knockabout action.

"GIRL WITHOUT A ROOM" with Charles Farrell, Charlie Ruggles, Gregory Ratoff, Walter Woolf, Margaret Churchill Paramount 75 mins.

AMUSING MIXTURE OF COMEDY, SATIRE AND ROMANCE PUT TOGETHER JUST FOR THE LAUGHS AND GETS THEM

Though critical opinion of this Charles R. Rogers production may not run high from an audience viewpoint it is full of the kind of humor calculated to keep an audience in a merry mood. The story is nothing, but the lines, situations, continuity and direction keep things moving at a good laughing pace. Charles Farrell plays another sap role as an artist in Paris, where he has a misunderstanding with his sweetheart, Marguerite Church, and takes up with a greedy gold digger. Walter Woolf, an amiable drunkard, makes a play for Marguerite, but the comic Charlie Ruggles, a friend of both boys, eventually engineers a reconciliation of the real lovers. Some of the incidents, especially a duel in which Ruggles becomes involved, fall into the hilarious slapstick category, but it's all good fun and those who want to laugh should enjoy it. Walter Woolf, leading man from the musical comedy stage, looks a good bet.


Director, Ralph Murphy; Author, Jack Last; Adaptors, Frank Butler, Claude Binyon, Cameron, Leo Tarri; Recording Engineer, Shill Wisdom; Editor, Richard Currer.

Direction, Lively. Photography, Good.

"GALLANT LADY" with Clive Brook, Otto Kruger, Tullio Carminati, Dickie Moore United Artists 84 mins.

SWELL MOTHER LOVE STORY ENHANCED BY AN UNUSUALLY COLORFUL AND ABLE CAST AND SMART DIRECT.

Another honey of a picture, especially for the feminine clientele, is here delivered by Miss Joseph A. Schenck and Darryl F. Zanuck's 20th Century organization. It not only presents Ann Harding at her best, which in itself is box-office, but in addition to its appealing story of mother love it contains a human entanglement that should grip the interest of any audience. Miss Harding, robbed of a father for her child when her lover is killed in an airplane smash, allows the child to be adopted, and spends her life working to forget. Meeting the kid a few years later just as the foster-father, Otto Kruger, is about to be married again to a mercenary woman who doesn't like the little boy, Ann schemes herself into being Kruger's bride so that she can be with her child. On the side is Clive Brook, a sentimental down-and-out doctor who befriended Ann, and Tullio Carminati, an ardent Italian admirer, both giving grand performances. Production quality is tops all around.


Director, Gregory La Cava; Authors, Gilbert Emsy, Douglas Daly; Adaptor, Sam Mintz; Cameraman, Rev. Marley; Editor, Richard Day.

HAYS OFFICE MEMBERS IN DOUBT ON PROTEST

(Continued from Page 1)

in the minds of major company officials is as to whether their signatures to the code prior to its signature by President Roosevelt remain valid. According to some legal opinions even the most minor of alterations following affixing of company signatures nullifies this approval. On the other hand, an opinion exists to the effect they still hold good. Persons who share this view are also inclined to point out that the executive order is a separate document and does not require signatures to indicate industry approval.

Powers specified for the National Administrator, who is Gen. Hugh S. Johnson, under the executive order is a principal reason for objections raised in some producer-distributor quarters. Section 1 of this document authorizes him to review any act of the Code Authority, which has been considered by some as the highest court of appeal under the code, and disapprove of the act, if he deems fit. Another provision is that empowering the Administrator to remove members of the Code Authority if “they shall fail to be fair, impartial and just,” and to appoint successors. A third angle which has awakened considerable attention is allowing the National Administrator to increase membership of the Code Authority.

Motion Picture Club Is Being Reorganized

(Continued from Page 1)

officers. The new location will be known as the Motion Picture Club Building with this inscription appearing on the entrance. Private studio dining room will be operated by the Edison Hotel, adjoining, with quality food at moderate prices. A miniature theater also is included on one of the floors. New setup calls for limiting of membership to 100 and a reduction in dues. This is expected to assure a compact and active membership.

Publix Meeting Off Till Monday

Meeting of Paramount Publix creditors has been adjourned until Monday morning at 11:30 o’clock in the office of Reference Henry K. Davis. Action is still pending on a plan to compromise claims in connection with Walter Reade and other matters.

‘U’ at Half-Way Mark

Half of the current Universal program of 36 features is completed and the other half is not only a matter of selection of material, but company cancellations. James Grainger, production chief, left this week on a four member tour to select new scripts reaching the coast he will confer with Carl Laemmle and Samuel Goldwyn. Leon Errol and his company arrive Dec. 10. Grainger returns via the south about Jan. 1.

THE FILM DAILY

Thursday, Dec. 7, 1933

TEXAS UNIT OBJECTS TO CODE AUTHORITY

(Continued from Page 1)
elected president for the eleventh time. Other officers elected were Rubin Frels, Victoria, and Mrs. Martha Spalden, Electra, vice-presidents, and A. W. Lilly, Green- ville, secretary-treasurer.

The meetings were devoted almost entirely to discussions of the new code, the general business of theater administration and electric light rates. United States Representative Joseph W. Bailey spoke briefly on the code to the hundred delegates. A roof dinner and dance, with arrangements by J. M. Reymonds and B. H. Haralson, both of Dallas, took place Tuesday night.

LATSE Waging Campaign For Support of the NRA

(Continued from Page 1)
at the union’s semi-annual district convention here this week. About 400 delegates attended. Report was made on the proposed liberalization of Sunday shows in Massachusetts, so that movies could be shown in the same form as on week days and permission would be given for stage attractions. Allied Theater Manag- ers refused to approve such a change, fearing it might result in stricter censorship.

Abramson Suit Up Today or Monday

Trial of the anti-trust suit instituted by Ivan Abramson against 47 defendants, and which has been held up owing to the fact that Attorney Max D. Steuer, counsel for the de- fendants, is trying a case elsewhere, is expected to begin tomorrow or Monday in the U. S. District Court before Judge Patterson. Defendants in the action include Will H. Hays, Columbia’s president, Joseph Zukor, Jesse L. Lasky, William Fox and others.

Exploiting “Damaged Lives”

Boston—Harry Kufman, manager of Weldon Pictures, has gone to St. Louis to exploit “Damaged Lives.”

A LITTLE from "LOTS"

By RALPH WILK

HOLLYWOOD

JACK HALEY has been added to J Fox’s “George White Scandals,” completing the cast of principals.

Edgar George Ulmer has signed a contract to write and direct for Universal. He has directed two of the biggest hits and abroad and was with Ufa for two years.

Dorothy Drell, Jack LaRue and Noel Francis have been added to the cast supporting Sylvia Sidney and Fredric March in “Good Dame” B. P. Schulberg production for Para- mount.

Jim Morton and Phil Dunham have joined into the cast of “Hold Your Temper.” Leon Errol comedy being directed by Sam White for Colum- bia.

George Raft, upon completion of Paramount’s “It’s a Pleasure to Lose,” plans a European vacation with appearances in night clubs to pay his way.

The RKO and Warner Bros. controversy over Chick Chandler ended this week when it was agreed by both companies to use him. Pre- viously RKO had been reluctant to let him go to Warners, because he was wanted for a part in “So You Won’t Sing, E?” by Radio. But he now stars in “Harold Teen,” to play “Lilacs,” after which he will return to his home lot Dec. 16.

Ben Holmes is directing the second Tom Kennedy and Harry Grib- bon comedy at RKO for Louis R. Brock. He will direct the entire series of comedies with these con- tract players.

Louis Brock is so enthusiastic over “Flying Down to Rio,” the musical he made for RKO, that he has sent letters to exhibitors all over the country telling them about the picture.

Arthur Kober has been borrowed by Columbia from M-G-M to adapt “Twentieth Century.”
FIRST DONATIONS RECEIVED BY FUND

(Continued from Page 1)


That’s a starter. Now’s your turn to help that fellow, his wife and little ones from desperation. Stories of hardship, of bad breaks, of striving to get a job, day-after-day without success, stories that sound like fiction but are unbelievably true, come before the committees every day of the week. They can’t all be printed in detail but, without divulging the names of the unfortunate brothers, we will be glad to tell you of some of the saddest conditions imaginable. Decide RIGHT NOW to help one or two of these cases to a new start. Send something.

ANYTHING BUT SEND IT ALONG IMMEDIATELY TO THE DAILY RELIEF FUND, 1656 Broadway.

New Plan Is Submitted By NRA Consumer Board

(Continued from Page 1)

code the exhibitor is considered the consumer, and that branch already has a place on the Authority. In view of Johnson’s remarks in Warm Springs, however, that public reaction would play a part in the code contents, this could mean ultimately a moviegoers’ representative on the code.

Lesser Opens Offices In London and Paris

(Continued from Page 1)

while Oliver Gaillot is running the Paris branch. Lesser also made a deal with Ernst Hubsch to distribute his product in Germany and Eastern Europe. Under another arrangement made with Gaumont that company will handle 80 adventure pictures in France.

Lesser visited London, Paris and the Hague. In the latter city Loet Barnstyn will have charge of dubbing of foreign versions.

Lesser acquired rights to a British & Dominions picture, tentatively titled “Bride for a While,” for distribution in this country. Cast includes James Rennie, Benita Hume and Anna Neagle. He made a number of deals on “Thunder Over Mexico.” Production of an international radio feature is planned by Lesser under title of “Radio Parade.” The picture partly will be made in countries in which the radio stars work and the balance at the Coast.

Joseph I. Schnitzer May Join Majestic

(Continued From Page 1)

Schnitzer will produce for the company or join it in a financial or administrative capacity is not known. William Shapiro is now here in charge of Majestic production.

5 Leading Women Opposite Bartholomew

West Coast Bureau of THE FILM DAILY

Hollywood—Richard Bartholomew is supported by no less than five leading ladies in “A Modern Hero,” now in work at the Warner-First National studios. They include Dorothy Burgess, who replaces Margaret Lindsay; Jean Muir, Marjorie Rambeau, Yvonne De Carlo and Florence Eldridge.

Ross Federal Service Adds 1,200 Checkers

(Continued from Page 1)

figured over the past three months compared with the same period last year.

“Districts are checking a much greater range of houses than ever before,” said Ross, who last week returned from a tour of the midwest and coast territories. Three years ago we had as our record a 7,000-day checking period for an outstanding feature film. So far this season, five pictures have broken that record. One film checked for 8,000 days another for 12,000 and the record film for 16,000 days. Increased gross receipts warrant the employment of an outside checker, the same as company managers used to check legitimate shows on the road. Better pictures have changed the attitude of exhibitors in every part of the country.”

The Ross agency now has 32 coast-to-coast offices and representatives scattered so that any theater in the country may be reached by a Ross checker within one hour.

“Convention City” Opening Set

Warners have set the Broadway opening of “Convention City” for Dec. 21 at the Strand.

Detroit Notes

Detroit—Joseph E. Mitchell, orange chairman of the local, has acquired control of Wesford Theater Co., operating the Rex, taken over from Leland G. Hillier and Alfred Lane.

G. Coplan has bought the Columbia, downtown, from Jim Bennett. E. Blaisdell is preparing to reopen the Lyric, small downtown house.

McArthur Theater Equipment reports pickup in business.

New Orleans Union Efforts Fail

New Orleans—Attempts to negotiate a new Loew’s State contract to employ union operators, while the matter was still in the U. S. regional labor board’s hands, has failed. Meanwhile the board’s special committee held two conferences with E. V. Richards, who has been authorized to represent Loew’s, in which the committee is reported to have strongly urged the reemployment of union projectionists. Loew’s State is owned by Stagner Theaters, Loew and Erlanger.

ELECT MARTIN SMITH HEAD OF OHIO MPTO

(Continued from Page 1)

Students are Sam Lind, Zanesville; A. J. Holt, Cincinnati; Edward Hiely, Newark, and Henry Beaverson, Delaware. John Schwalim, Hamilton, was named secretary, and Max Stern, Columbus, treasurer. New trustees are: J. Real Neth, Columbus; C. F. Pfister, Troy; Ike Libson, Cincinnati; Nat Holt, Cleveland; L. F. Eich, Martins Ferry, and W. A. Finney, Columbus.

By rising vote, James was made an honorary member of the board of trustees.

Report of the legislative committee headed by Martin G. Smith, Toledo, reviewed the work done in defeating several bills and in securing the elimination of censorship in newscasts and the enactment of the stench bomb law. It was stated that, were it not for the flood of telegrams which came from Cleveland when the admission tax was being considered, the bill would likely have been defeated. The board of trustees immediately met to outline a program for the coming year’s activities.

Musicians’ Stagger Plan Helps St. Louis—An increase of 25 per cent in musicians’ employment has resulted from the stagger plan effected by the union whereby theater musicians are permitted to work not more than three weeks in four.

A Symbol

The Yule log—symbol of Christmas through the ages. On the great holiday the lord of the manor threw wide the doors and squalor were forgotten in the cheer of the boar’s head and wassail.

Customs change, but the Christmas spirit is ageless. Today millions express it by the purchase of Christmas Seals—a token that fights tuberculosis—still the greatest public health problem. Your pennies will help.

BUY CHRISTMAS SEALS

THE FILM DAILY
Thursday, Dec. 7, 1933
Showmen

a new crop on the way

By DON CARLE GILLETTE

Now that the big majority of theaters are back in individual hands and managers have the leeway to utilize the full range of their ideas, there are unmistakable signs here and there that a new crop of honest-to-good showmen is in the making.

The mass-operation era was ruinous to townships.

Rubber-stamp directions from a distant office proved themselves a complete farce in the days when time became tough and business had to be gone after in specialized ways according to the character and content of each locality.

"This doesn't mean that the circuit idea is a fallacy in toto.

In the case of a group like Loew's, for instance, where changes of theater managers are comparatively rare, it is almost as good as though each house were operated individually.

The managers are fitted to their situations and they reflect that spirit of personal interest so necessary to intelligent and profitable operation.

LIKE manner, on the old Keith circuit, when a manager was assigned a house it became a life job—as long as he kept doing the goods—and very seldom did the managers fail to deliver.

Contrast this with the spectacle of one circuit which, at the crest of centralized operation, had more managerial turnover in one year than its total number houses, and you have one sufficient reason why that system failed.

OU can't list more than a handful of really outstanding showmen who were reared in the period of mass exhibition.

But there were plenty of real go-getters from that time—and there will be plenty so now that the field is open again.

Delegation from New York to See President This Noon

Executives of all the leading film companies yesterday arrived at complete accord on a stand in opposition to certain phases of the executive order in the film code, and a delegation representing the entire group is in Washington today for

RELIEF FUND LAGS!

NEEDS QUICK ACTION!

Snap into it! Do your bit for the FILM DAILY RELIEF FUND right away! Only two weeks left and collections to date are behind last year. First, make your personal donation, then pass around

Allied Contemplates Move For Repeal of Ticket Tax

Washington Bureau of THE FILM DAILY

Washington — While no definite plan has been mapped, Allied representa- tives are considering the possibility of moving for repeal of the ad- mission tax, as it is learned from Ab-

Year of Opportunity is Seen By Executives in '34 Forecasts

A definite feeling that 1934 will bring better things to the film industry is reflected in the first forecasts received in the annual sym- posium for subsequent inclusion in THE FILM DAILY YEAR BOOK. The expressions, coming from Jack L. Warner, Harold B. Franklin, Darryl F. Zanuck and Al Lichtman, follow:

Up to the Pictures By J. L. WARNER

In 1934 or any other year, good pictures will always make money, just as they have done in every year

CIRCUITS POSTPONE ADMISSION BOOSTS

Major theater circuit executives have decided to "sit tight" on ad-

300 at Philly Meet Hear Deputy Administrator's Code Talk

By ARTHUR W. EDDY

Philadelphia — Defending provi- sions of President Roosevelt's ex-

EXEMPT INDIVIDUALS IN CODE SIGNATURES

Philadelphia — That code signatures affixed by exhibitor organiza-

Code Authority to Allow Widest Self-Government

Washington Bureau of THE FILM DAILY

Washington—In the N.R.A. in all code authorities is to permit the widest possible range of self-gov-

200 Votes Already In

640 Votes Required to Alter Any Article of THE FILM DAILY Code. The remaining 500 votes will be cast by the members of the N.R.A. in accordance with the provisions of the N.R.A. and the Code. The election will be held at the headquarters of the N.R.A. in New York City, on Monday, January 1, 1934.

Over 1,200 Pages Of Information—The Coming Film Daily Year Book. Advt.
See Opportunities in '34

(Continued from Page 1)

of the screen's history. Warner Brothers demonstrated the truth of that statement when they released "22nd Street" at a time when the country was in the lowest ebb of depression and the bank moratorium was at its worst. The success of that picture was so sensational that it helped in no small measure to foster a spirit of confidence in general business, and started it on the upgrade that it has been climbing ever since that permanent success, "Gold Diggers of 1933" proved that "22nd Street" was not mere-ly a happy accident by duplicating the success of its predecessor, "Footlight Parade" is making fur-ther history.

The opportunity for the producer of good pictures has never been greater than it is today. In no way can this industry do its part more profitably in assisting the general recovery than by turning out the best pro-duction of which it is capable, and there are no problems facing the motion picture business now or at any other time, that good pictures will not successfully solve.

2 Major Reorganizations

By H. B. FRANKLIN

The year 1934 will result in re-organization for at least two of the biggest producers of general and exhibiting organizations. With this reorganization will come a realization of the power of the industry to do its part more profitably in assisting the general recovery than by turning out the best productions of which it is capable, and there are no problems facing the motion picture business now or at any other time, that good pictures will not successfully solve.

Individual Production

By DARRYL F. ZANUCK

A Hollywood film production goes into 1934 there is noticeable a trend which I believe will be the most significant development of the new year. This trend is a change from mass production to individual production. In order to prosper, pictures must be better and bigger, which means greater concentration on each separate picture. The old production methods make individual concentration impossible, hence the industry must concentrate on each separate production. I have already taken the steps to follow this plan in all our future productions.

In individual production I believe the situation of the most of the problems of the industry facing.

Inasmuch as the NRA code provi-sions of the industry are an integral part of the entire NRA program for putting more people to work, it should eventually work out satisfactorily, but all attempts to work under the code long enough to test all its merits and demerits would not be expedient to attempt a definite opinion as to the general effect. We have had enough of gen-eralizing.

But it should be sufficient to say for 1934, as in the past, the companies making the best entertainments with the lowest cost. And if, as I believe, economic conditions improve, the whole tone of the film industry will be better in 1934.

Reconstruction Progress

By AL LICHTMAN

The year 1933 will be remembered as Reconstruction Year in our industry. We have two sharp changes in every branch of our business, all factors combining to keep them heads above water and hoping for better times.

The signs are promising. All signs indicate world recovery. Once we are in a better frame of mind in this country, industry will find a normal level and our business naturally, will settle accordingly.

One outstanding lesson we learned during the last year is that the only remedy for bad business in our industry is good motion pictures. Hard as every one has tried to reduce cost of production, they have not been able to produce a good motion picture, and that the most expensive motion picture, regardless of cost, is a good motion picture. But the thing we have no substitute for in our business. The ingredi-ents that the public really want to see are a good motion picture and a bad motion picture are so in-tangible that a producer cannot stop at anything in an attempt to turn out a successful attraction.

A condition that must be correct-ed is the double-bill evil, two-for-one admissions, and other false business stimulants. Admission prices, too, must be brought up commensurate with the costs of production and exhibition.

All in all, the clouds are clearing and there seems to be bright skies ahead in the motion picture industry for 1934.

"Lovelorn" at Rivoli Dec. 13


Spieglass Made "I" Scenario Ed. West Coast Bureau of THIS FILM DAILY

Hollywood — M. Leonard Spigel-gel has prep-ped Al-By T. Omer as Universal scenario editor, it is announced by Carl Laemmle, Jr.

Ritchey to Negotiate

Several Deals Abroad

Norton V. Ritchey of Ritchey Ex-port Corp., handling all Monogram pic-tures abroad, sails shortly to an on the closing of several important distri-bution deals covering the entire European continent. He will spend some time in London, then visit Paris, where Frank Bates is the Ritchey representative. At present Ritchey is working out a deal for the Monogram lineup in the Far East. The South American office recently opened by Ritchey in Buenos Aires, with H. Stount-son Wallach in charge, is reported doing well.

Robert Cunningham Leaves Agfa

Robert G. Cunningham, who has handled eastern sales for Agfa, re-signs yesterday. His future plans will be announced next week.
Somebody needs a hand. Give it to him and thank God that that somebody isn't You!

The Film Daily Relief Fund
1650 Broadway
New York City
Pierson May Be Code Secretary

Philadelphia—Wayne Pierson, identified with the film industry in various executive capacities and active in behalf of Roosevelt in the presidential campaign last fall, is understood to be a candidate for the post of executive secretary of the Code Administration. He recently resigned as general sales manager of an independent distributing company headquartered in New York.

Rosenblatt Defends Code’s Exec. Order

(Continued from Page 1)

Government has the right to take such steps to insure its fair operating conditions.

Rosenblatt’s statements were obviously in reply to apprehension expressed by some major companies at the appointment of the executive order authorizing the NRA Administration to exercise intimate supervision of the Code’s local boards. This latitude, according to these concerns, amounts to direct Governmental intervention in the picture business.

Clarifying operation of the various code clauses, Rosenblatt said the necessity in future statements:

Provisions covering cancellations and substitutions will probably be revised in the code, Rosenblatt said, clause will become operative when code begins to function.

Wage scales effective last Aug. 23, regardless of whether or not they were summer scales providing for reduced wages, constitute the basis of new and grievance scales. Exhibitors are not required to buy all of a company’s program in order to obtain benefits of 10 per cent cancellation clause.

Cancellation clause applies to shows as well as feature programs. Distributors try to hold up dates on any pictures during Holy Week, dispute will be settled.

Disputes in which a distributor transfers a picture from a program purchased by an exhibitor, to the following week’s program can be submitted to arbitration.

Votes on all cases passed upon by local grievance and disciplinary boards will be open to the industry.

No provision against distributors delinquent in financial accounts sell at opening of season as far as season involved is concerned.

Exhibitor organizations may challenge certain local to zoning and grievance boards providing they deem them improper.

Dr. Lowell and Watch Morality

Rosenblatt, in his address which occupied 55 minutes, indicated that Dr. A. Lawrence Lowell, one of the three Government representatives on the Code Authority, will function as a "watchdog" against immoral pictures. Various proposals were made to the NRA to incorporate drastic clauses on the subject in code, Rosenblatt said, but the administrative officials decided to give the industry a chance at self-control.

"If the industry fails to regulate this matter itself, there is always the need to consider ways and means of regulation," Rosenblatt pointed out.

The Deputy Administrator’s address coincided with the opening day of the code, which became operative yesterday. At the opening of his speech he reviewed industry conditions prior to the code, characterizing them as productive of "constant warfare" and "chaos." Only the oil industry has the same complex ramifications resembling those of the film business, declared the Deputy Administrator, who proposes to draft a code, each group endeavor to regulate the other group, he declared.

Situations in which theaters have overbought product are responsible for 55 per cent of the complaints which have been filed in the Administrator's office, Rosenblatt stated. Ten per cent of them are based on zoning and clearance conditions. Differences where the remaining five per cent are miscellaneous in nature, he said.

Board Actions Out in Open

All actions of the local grievance and zoning boards are to be out in the open," Rosenblatt assured exhibitors.

"Suffice it to say," he said, "that the Administrator views the ever increasing cooperation of employers in the handling of grievances as evidence that the public is becoming informed as to the merits of the Code.

I don't know whether the code will work," admitted Rosenblatt. "You can't tell about an apple until you have taken a bite.

On the other hand, he declared, it must have a fair trial and any attempt upon it at that time is premature and unwarranted. Inclusion of a morality clause in the code would have placed ammocation and morals in the hands of governmental attorneys with political ambitions, enabling them to influence the government crusaders," said Rosenblatt.

In order to determine if the code is operating fairly and effectively, the Code Authority will contact exhibitors in a survey, the results of which will be studied, explained the Deputy Administrator. He appealed for support of the Code Authority and the code as a whole.

At the conclusion of Rosenblatt’s address, the meeting broke into thunderous applause. The Deputy Administrator then spent some time answering questions regarding workings of the code and departed for Washington late in the afternoon.

An Early Start

Philadelphia — The motion picture world seems to have gotten a premature start in Enola, Pa., according to W. E. Atkinson, exhibitor. Atkinson and NRA Agent found him on the carpet early this day for failure to "comply" with recent regulations.

Asher After U. S. Material

To Use in British Films

(Continued from Page 1)

where Asher has already made 55 pictures in the two years, is on a nine-week layoff. Laura LaPlante, who already has made two pictures for Warners in England, is signed for two more. Monty Banks, director, also has been engaged for four pictures.

Exempt Individuals

In Code Signatures

(Continued from Page 1)

Exempt individuals will be personally contacted later for assurance of their participation through a questionnaire which will go out soon after the Code Authority begins to function.

In view of this announcement, the local exhibitor unit, which has so far not voted to determine its attitude on the code, will probably deem such action unnecessary, President Lewen Pizor told THE FILM DAILY.

If the comments heard following Rosenblatt’s address and replies to questions in any indication that those present are satisfied to accept the code.

New Draft of Poster Code

Going to Wash’n Next Wk.

Philadelphia—A new draft of the poster industry code will be taken by George Anrows, general counsel of the National Poster Code Association, to Washington on Wednesday for submission to John Pow-

Rosenblatt to Deputy Administrator Whiteside. A date will then be fixed for a public hearing on the code.

Anrows, who has been important ly associated with drafting of the document, yesterday said that his association represents 80 percent of his known poster exchanges.
RELIEF FUND LAGS!
NEEDS QUICK ACTION!

(Continued from Page 1)

the hat, put on a stunt, DO SOMETHING that will help swell the fund to a greater total than ever before. Become a committee of one to "Relief," and pass the word around. Tell 'em about this worthy cause. Tell 'em how every penny collected goes directly to the out-of-luck men and women of this industry. A few more checks arrived yesterday. Do you yourself a favor. SEND YOURS TODAY.

Put YOUR name HERE
Harold F. Franklin
William Massee
Charles E. Moskowitz
Jerry Cohen
James R. Grainger
Don Mosher
Patrick Rawson
J. S. MacLeod
Casson Smith
Hal Noland
David Bernstein
Don Hureck

Circuits Postpone
Admission Boosts

(Continued from Page 1)

in the present inflation trend. Word has been passed around for all to hold admission prices "status quo" for at least six weeks.

Kuykendall to Charlotte Meet
Columbus, Miss.—Ed Kuykendall will go to Charlotte, N. C., to speak at the M.P.T.O. convention there Monday. Sol A. Rosenblatt also will be a speaker. Kuykendall recently sold out his holdings in two theaters to his partner, John T. Sanford, so he could devote more time to exhibitor organization matter.

Delaware Unit Meets Sunday
Dover, Del.—Independent Theater Owners of Delaware will meet Sunday to discuss the motion picture code and clarify its various clauses.

Para. to Make Texas Epic
“Yonder Lies Jericho,” by Samuel B. Harrison, dramatic story of Texas through three generations, has been bought by Paramount. Wesley Ruggles will probably direct it.

“Sitting Pretty” Holds Over
“Sitting Pretty,” Paramount musical, holds over at the New York Paramount. With Gary Cooper in person on the stage, the house has been packing them all week.

Not Notifying Authority

War. Bureau of THE FILM DAILY
Washington—No formal notification will be sent by the NRA to members of the Code Advisory Committee of NRA of their appointments. The signed code itself, with its signature name as part of the text, is regarded as official notice, the NRA states. In the case of Dr. A. Lawrence Lowell, Marie Dressler and Eddie Cantor, however, inasmuch as they were named by General Johnson at the President’s request, and not in the original code, notice will be sent.

LEADERS IN ACCORD
ON FILM CODE STAND

(Continued from Page 1)
a conference at the White House around noon. Among the officials in agreement on the situation are Will H. Hays, Adolph Zukor, Nicholas M. Schenck, Joseph M. Schenck, Robert H. Cochrane, J. Robert Rubin, M. H. Aylesworth, E. W. Hammons, H. M. Warner, Jack Cohn, Goldbergsher and W. C. Miller. Only Hays and two others, however, will go to the White House, the President not wishing to see a large delegation.

As Friday is cabinet meeting day, it is not expected that the film conference will run into the afternoon. If General Johnson returns from New York in time, he too will attend the meeting.

The President’s executive order, which many claim completely changes the meaning of the code, was the result of an opinion from the Department of Justice on the Code Authority, as originally reported in THE FILM DAILY, it was revealed yesterday by a source close to the Administration.

NRA May Take Action
On Give-away Admissions

Unless New York theatrical managers and producers act to curb the widespread issuance of “passes” which admit bearers to legit, shows upon payment of tax, there is a likelihood that the Code Authority for the theater will take action. A meeting of the legit. field to discuss this question is scheduled for today.

“Roman Scandals” Trade Shown

A national trade and press showing of “Roman Scandals,” starring Betty Grable, will be held by United Artists on Dec. 12. In New York the preview will take place in the Astor theater at 11 A. M.

‘King for Night’ at Mayfair Tonight

Universal’s “King for a Night,” with Chester Morris, Alice White and Helen Twelvetrees, opens at 8 o’clock tonight at the Mayfair.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the film industry, who are celebrating their birthdays:

Dec. 8

Bryan Foy
Wallace Wong
Paul Cavanaugh
Fred Horkowitz
William S. Hart
Irene Dunne and Clive Brook in "IF I WERE FREE" with Nils Asther, Henry Stephenson. RKO 66 mins. TRIANGLE DRAMA THAT MOVES TOO LEISURELY AND FAILS TO DEVELOP A PUNCH.

Mediocre story material and poor dialogue prevent this film from rising above the average class. The characters are capably handled, but, without opportunity for anything but the general reading of parts, the stars and feature players seem wasted. The story concerns Irene Dunne, who is unhappily married to Nils Asther. He leaves her and she soon meets Clive Brook, an English barrister, who, because of an unhappy married life, is lonely and wasting his time and talents. They fall in love and everything is ready until Henry Stephenson, a mutual friend, tells Irene that she is hampering Brook's professional career. Irene is about to leave him when she learns that he is to undergo an operation which may prove fatal. All ends well. Locales are Paris and London. Stephenson and Asther are a smiling, winning pair and lack of action and purpose hold the film down. It is an adaptation of the play "Behold the Living!"


Director, Elliott Nugent; Author, John Van Druten; Adaptor, Dwight Taylor; Scenarist, same; Editor, Arthur Roberts; Companionship, Edward Cromjar; Recording Engineer, George D. Ellis.

Direction, Fair. Photography, Fair.

Matinees Out to Aid Night

Philadelphia — Twelve Stanley-Warner houses, all neighborhood, have eliminated matinees in a test to determine if the move will boost evening business. A number of independent operators are likely to adopt the plan providing the experiment produces the anticipated results.

Mintz Closes Negro Film Decks

"Drums O' Voodoo" with an all-Negro cast has been closed by Robert Mintz, president of International Stageplay Pictures, to M. C. Howard of Atlanta for the southeastern states, and to Sack Amusement Enterprises of San Antonio for Texas, Oklahoma and Arkansas.

Appeal Fox N. E. Assessment

New Haven—Benjamin Slade and Samuel Spring, receivers for Fox New England Theaters, which is reporting to Poli control, today filed an appeal in Civil Superior Court from assessments in Waterbury for 1931 and 1932. They said the total of the Palace and Strand were assessed $896,000 each year.

Doling Play in Rehearsal

"Big Hearted Herbert," stage production which will later be filmed by Eddie Dowling, has gone in rehearsing at the Astoria studio and opens Christmas night at the Boulevard Theater, Jackson Heights.

"LIVE AND LAUGH!" Jewish Talking Picture

60 mins

FIRST YIDDISH MUSICAL REVUE SHOULD FAIL 'EM IN THE JEWISH COMMUNITIES

Here is the first all-Yiddish musical revue, and it includes all the names favorably known to the admirers of the Jewish theater. There is nothing pretentious about the production, but it has all the talent there. Max Wilner acts as master of ceremonies in the theater where all the stars are to do their bit. His wife insists on coming along and injecting herself as a matter of ceremonies, too. This gives the comedy highlights as they battle on the stage in between the performances. Menasha Skulnik, the leading Yiddish comic, does a skit. Mae Simon, the Jewish Sarah Bernhardt, has a dramatic sketch with Eddie Friedman as her son, who sings a traditional mourning hymn on the death of the father. There are Joseph Buloff, leader of the Vilda troupe; Hymie Jacobson, Chaim Tober, the famous radio Paytas—the Clown, singing "Laugh, Clown, Laugh!" and a long list. The big bet is on the late Cantor Rosenblat, who sings splendidly with his ensemble of 11 voices in a Wailing Wall presentation.


Direction, Fast. Recording Engineer, Murray Dietche; Director, Sam Rosen. Direction, Fair. Photography, Spotty.

"Little Women" to Run On

After establishing a record of three weeks at the Radio City Music Hall, RKO's "Little Women" has gone direct to the RKO Radio, where it is planned to show in the five-day Christmas week of shows.

At the Music Hall, the picture played to 450,707 admissions in three weeks. The one day record for all time was chalked up Saturday, the seventeenth day of the run, when 20,010 admissions were paid.

Blake McVeigh as Selzer Aide

West Coast preview of THE FILM DAILY Hollywood—in the reorganization of the Warner studio publicity department, Blake McVeigh has been made assistant to Ed Selzer, new head of the department.

Greenblatt Acquires Product

Arthur Greenblatt has secured the New York state distribution rights for "Farewell to Love," six Buddy Roosevelt shorts and six Buffalo Bill Jr. western shorts.

Art Display at Loew's Ziegfeld

A display of paintings by Kyra Markham, former stage actress, is being placed in view on the Patricia Lounge of Loew's Ziegfeld Theater starting today.

"Son of a Sailor" Poster Over First National's "Son of a Sailor," with Joe E. Brown, is holding over at the Strand.
for more than thirty years, the most smartly dressed women of the cinema world and society have placed their seal of approval upon the creations of Técla. It is in keeping with this tradition that Técla now presents its newest creation, the world's finest Culture Pearls—treasures of the sea, produced by Mr. Oyster himself and destined for no other fate than to complement the loveliness of a beautiful woman! Exquisitely matched necklaces, of unsurpassable color and orient, are priced from $50 to $13,000.
EASTMAN Background Negative is winning wide acclaim among the many producers and cameramen who have already discovered its possibilities. Its remarkably fine grain meets the prime requirement of background shots that are to be projected and rephotographed. Other qualities . . . particularly a surprising degree of speed . . . give it a potential versatility that may well lead to finer photography in other directions. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, New York, Chicago, Hollywood.)

EASTMAN
Background Negative
Famous Theaters Corp. Bid to be Considered at Auction Dec. 21

Famous Theaters Corp., headed by Y. Frank Freeman and consisting of interests now identified with Publix Enterprises, has made an offer of $1,800,000 for the assets of the bankrupt firm, it was disclosed yesterday in a notice of a special creditors' meeting to be held in the office of Referee Henry K. Davis on Dec. 21, when all assets and properties will be offered at a public sale, with Freeman handling the auction for the corporation.

HAL ROACH DINED BY MORE THAN 500

West Coast Bureau of THE FILM DAILY

Hollywood—A banquet that brought out more than 500 cinema celebrities and others marked the opening of the celebration of Hal Roach's twentieth year as a comedy producer. Festivities of one kind and another are to continue throughout the week.

2 Gaynor-Farrell Films Scheduled for Next Year

West Coast Bureau of THE FILM DAILY

Hollywood—Winfield Sheehan has signed Charles Farrell to a ten-year contract again with Janet Gaynor in two pictures to be made early next year.

FAITH IN OUTLOOK UNDER NRA

Voiced by Industry Leaders

Belief that the industry's chances for a better showing next year are better as a result of the NRA program is expressed in another trio of forecasts for 1934, being compiled for inclusion in the FILM DAILY YEAR BOOK. Statements to this effect come from James R. Grainger, general manager of distribution for Universal; Sam Dembow, Jr., president of Theater Management Corp., the Paramount-Publix theater subsidiary, and Ed Kuykendall, president of the M. P.
Leaders Hopeful of NRA

T. O. A. Their individual expressions follow:

Must Gear to New Deal
By JAMES R. GRAINGER

I AM and have always been thoroughly sold on the fact that the motion picture industry, properly organized and operated, is a profitable business. However, producers must take into consideration that at the present time admission prices have been drastically reduced in the past year, which naturally will affect grosses, and pictures must be produced with that thought in mind so that the rentals obtained under these conditions will show a profit. What happened in the past during peak times should be eliminated from the minds of all. Those times may come back again, but it will take quite some time. Anyone producing pictures must realize with the thought of the years 1929 and 1930 in mind is simply inviting financial troubles for himself.

I believe the NRA is a step in the proper direction, and I feel the Government has given the matter careful consideration before putting it into effect. Everyone should put his shoulder to the wheel and do everything possible to get the Government in step, all pulling together with that end in view and looking forward to better times.

First Quarter Pickup
By SAM DEMBOW, JR.

There has been such a perceptible drop in theater grosses during the past two months that one hesitates to forecast the business prospects for 1934. However, it is not unreasonable to expect a decided improvement during the first quarter, based on the number of pictures that will be available during that period; and also based on the additional employment that will be created by the CWA and the PWA—which, in our opinion, must ultimately reflect itself at the box-office.

The second quarter, unless there is a general stabilization of world wide conditions, is anybody's guess.

It is also my humble opinion that a strict adherence to the Code on the part of all branches of our industry will eventually bring about a more sympathetic understanding of one another's problems, and perhaps cure some of the existing evils.
FILM FORECASTERS SAY...

"IT LOOKS LIKE A BROWN CHRISTMAS!"

Bookings, bookings, everywhere for the perfect holiday feature! Why? Because smarter showmen want a sure-fire draw for adults as well as youngsters. Why put handcuffs on your Christmas trade with an exclusive juvenile appeal when you can get a certified all-the-family attraction in "the best picture he has made in many seasons" (N. Y. Mirror) —

JOE E. BROWN
SON OF A SAILOR

First National Picture with Jean Muir, Frank McHugh, Thelma Todd, Johnny Mack Brown, Sheila Terry . . . Directed by Lloyd Bacon.

HELD OVER AT N.Y. STRAND!


"One of the most continuously hilarious of all the pictures which this increasing amusing comic has made. A film hour of uproarious entertainment." (N. Y. Telegram)

IT HELPS SELL THEM IF YOU TELL THEM IT'S A WARNER BROS. PICTURE
HAL ROACH DINED
BY MORE THAN 500

(Continued from Page 1)

Roach studies Thursday night, was broadcast over a nationwide hook-up between midnight and 12:30 over the NBC network. In New York the ceremonies were heard over WRAF.

Charlie Chase, who has been associated with Roach for 14 years, acted as master of ceremonies. Speakers included Thelma Todd, Patsy Kelly, Stan Laurel, Oliver Hardy, Jean Harlow and Will Rogers, both of whom have appeared in Roach productions; Chico Marx, Henry Gambus, general manager of the studios, Louis B. Mayer and Roach himself. Mayer said he considered Roach a genius and that he has "dropped away more and made people laugh and discovered more stars than anyone else in the business.

Roach began his career in motion pictures as a cowboy extra at Universal. Later, when an assistant director suggested Roach's name for the same kind of work in "The Squaw Man," and advised that his salary was $5 a day, Cecil B. De Mille, the producer, rejected the offer, penning across the notation: "Too Much!"

Lightman-Publix Deal
M. A. Lightman has worked out an operating deal with Publix in connection with the Paramount, 22 Strand St., in Jacksonville, Tenn. The deal runs two years.

Ethel Merman Westbound for Film
Ethel Merman leaves New York tomorrow for the coast to appear in "We're Not Dressing," Paramount production.

Fox Buys Kathleen Norris Novel
"Woman for Sale," by Kathleen Norris, has been bought by Fox for production by Sol Wurtzel.

Amity Gets Color Short
"Out Where the West Begins," one-reel novelty suggested by the Harold McCracken poem, has been acquired by Amity Pictures. The picture, in tones and color, has music by Nat Shilkret.

Rap Home is Robbed
West Coast Bureau of THE FILM DAILY
Hollywood—Harry Rapf, M-G-M producer, yesterday reported to the police that burglars had entered his home and stolen about $90,000 worth of furs and jewelry.

McNamee Signs Over
Graham McNamee has renewed his Universal contract for another year, it is announced by Carl Laemmle. He will continue as the Talkie Reporter of the reel edited by Allyn Butterfield.

FILM LEADERS CALL ON CHIEF EXECUTIVE

(Continued from Page 1)

Rosenblatt also were present at the meeting.

That the call on the President was not likely to bring any immediate action was a foregone conclusion, since Roosevelt could hardly be expected to back down on a code he had signed, at least not until there had been some test of its practicability or impracticability.

Among the queries understood to have been put to the President was a question as to who would make the salary investigation. Roosevelt declined to answer this, according to report.

All the executives who were in town last night met with Rosenblatt. Heads of practically all major companies were included in this conference. Further discussion with Rosenblatt will probably be held today.

Reade Given 10 Days to File Briefs
Attorneys for Walter Reade were given 10 days in which to submit briefs in opposition to a petition to the Circuit Court of Cook County, for which a license was required to operate its theater. Reade has several Consolidated Amusement houses, the RKO Empire, and several houses in Minneapolis.

Majestic Film at Strand
"Sin of Nora Moran," a Majestic picture, opens today at the Strand. "Convention City" follows Dec. 22 and James Cagney in "Lady Killer" on Dec. 29.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Dec. 9-10

Edward J. Dowling
Douglas Fairbanks, Jr.
Mark Hamilton
Bert Sprotte
H. M. Bumstead
George Lewis
Una Merkel
Victor McLaglen
Sidney Fox
YES, SIR! THERE IS A SANTA CLAUS!

...AND IT'S GOING TO BE A MERRY CHRISTMAS FOR THEATRES THAT GET "LITTLE WOMEN"
SHOW-BUSINESS HAS NEVER

SAN FRANCISCO. LITTLE WOMEN OPENED YESTERDAY
SHATTERING ALL ATTENDANCE RECORDS OF GOLDEN GATE
THEATRE HOLDOUTS ALL DAY CROWDS CLAMORING TO GET
IN BUSINESS TODAY LOOKS LIKE IT MIGHT BE EVEN BIGGER

NEW ORLEANS. OPENED WITH LITTLE WOMEN YESTER-
DAY TO GREAT BUSINESS SINCE THE ELIMINATION OF
VERDIELE SECOND DAY TOPPED OPENING STOP INTEND
BEGIN SECOND WEEK BUT ALL INDICATIONS POINT
TO OUR BEING FORCED TO HOLD IT THREE WEEKS WHICH
WILL BE THE FIRST TIME ON RECORD THAT THE ORPHEUM
HAS HELD ANY ATTRACTION FOR THIS LENGTH OF TIME VICTOR

CINCINNATI. LITTLE WOMEN SECOND WEEK OPENING CAPITOL
HERE TODAY NEARLY A HISTORIC STOP AT THREE O'CLOCK MORE THAN
TWO HUNDRED DOLLARS AHEAD SAME TIME FRIDAY FIRST WEEK
LOOKS LIKE THREE WEEKS SURE AND POSSIBLE THE FOURTH

PITTSBURGH. OUR THIRTY-EIGHT HUNDRED SEATS WERE
FILLED ALL DAY AND SIXTEEN HUNDRED WERE STANDING OF
ALL EVENING AND THOUSANDS TURNED AWAY COMMENTS OF
OUR PATRENS REMINDS ME OF THE ENTIRE MOTION
WOMEN IS TRULY A PICTURE IN WHICH THE ENTIRE MOTION
CONGRATULATIONS AND BEST WISHES WILLIAM SCOTT MANAGER
STANLEY THEATRE

KATHARINE HEPBURN in “LITTLE

DETROIT. RADIO PICTURES HAS GIVEN THEATRE OPERATORS A REAL
REASON FOR THANKSGIVING STOP AFTER ESTABLISHING A NEW HIGH
ATTENDANCE RECORD AT THE FOX THEATRE LITTLE WOMEN OPENED
EXTENDED RUN AT THE RKO DOWNTOWN TODAY TO THE LARGEST
CROWD IN HISTORY OF HOUSE STOP MOTION PICTURE CRITICS
EDITORIAL WRITERS CHURCH REPRESENTATIVES EDUCATOR ORGANIZA-
TIONS AND WOMENS CLUBS WERE UNANIMOUS IN HEARING PRAISE ON
THE PRODUCTION STOP MY SINCERE CONGRATULATIONS AND AGAIN I
SAY WE ARE ALL THANKFUL FOR LITTLE WOMEN D M HIZEL

Baltimore. LITTLE WOMEN IS SMASHING ALL HOUSE
RECORDS HERE INTO SPLINTERED STOP AND EVEN THAT
CAN STOP COMMENTS OF TURE BY FAR THE GREATEST
STOP SEEN IN ALL. MY YEARS IN THIS BUSINESS
IS RAFFAPLE

PORTLAND. LITTLE WOMEN
GROSS IN HISTORY OF NEW ORLEN
THREE NINE AT ELE
ENTIRE BLOCK ALONG WE
OTHER BLOCK ON SIDE

Make this a “VE

VELVET in show business is the difference between the money you
get and the money you wouldn't get if you didn't go after it!

We've been talking about the money "earmarked" for “Little
Women”...it's the VELVET for the kind of showmanship willing to
spend money to make money!...it's the VELVET for the showman
smart enough to cash in when opportunity pounds on his door!

“Little Women” was made to order for the Christmas Holiday
season. No other attraction could possibly have its universal
appeal to people of all ages and positions in life. Throughout
the Nation the success of “Little Women” has been so phenom-
enal and its reception so unprecedented that it has leaped be-
"för the confines of show business and now belongs to the
whole wide world as an Ideal!

Newspapers by the hundreds have printed editorials commend-
ing it...educators have proclaimed holidays and given credi

WESTERN UNION

DETOIT. RADIO PICTURES HAS GIVEN THEATRE OPERATORS A REAL
REASON FOR THANKSGIVING STOP AFTER ESTABLISHING A NEW HIGH
ATTENDANCE RECORD AT THE FOX THEATRE LITTLE WOMEN OPENED
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TIONS AND WOMENS CLUBS WERE UNANIMOUS IN HEARING PRAISE ON
THE PRODUCTION STOP MY SINCERE CONGRATULATIONS AND AGAIN I
SAY WE ARE ALL THANKFUL FOR LITTLE WOMEN D M HIZEL

KATHARINE HEPBURN in “LITTL
"ET" Christmas!

marks to pupils for seeing it! ... critics without exception have lavished praise heretofore unknown in motion picture history! ... in every city and town attendance and box-office records have been buried beneath a veritable avalanche of business!

There are millions of dollars of "earmarked" money waiting for "Little Women" and those theatres so fortunate as to play it during the Christmas Holiday season will enjoy undreamed of attendance. To every theatre playing "Little Women" we urge the most extensive advertising campaign you have ever done ... increase your newspaper space ... go into the highways and byways with posters ... contact your schools and civic organizations ... utilize the wealth of material provided for you in what exhibitors say is the greatest press book ever produced. If you have advertising budgets throw them overboard and shoot the works, for this "earmarked" money that has been set aside by its owners for this show and this show alone is your VELVET.
Features With Special Appeal or Angles for Christmas Bookings

25 MANUFACTURERS MAKING XMAS ITEMS

Particularly adaptable to Holiday season exploitation are the various toys, souvenirs and even articles of a more useful nature bearing the Mickey Mouse trademark and manufactured by about 25 different firms under license from Walt Disney, producer of the Mickey Mouse and Silly Symphony animated cartoons distributed by United Artists.


Alef

ALTHOUGH the number of pictures with a specifically Christmas story is practically zero, a Yuletide plot needs not be considered particularly essential for programs to be plugged during the Holidays. The short will supply enough of this Christmas flavoring to fill the bill. In the case of feature-length productions, the aim in compiling this list has been to include pictures that either have a touch of Christmas in their stories or are of a clean, wholesome, cheerful family type and offering special inducement to the great juvenile patronage available during the Yuletide holiday period.

ALLIED

ONE YEAR LATER—Good human interest story with an important part of the action taking place on Christmas Eve.

BEACON FILMS

THROUGH THE CENTURIES—Religious compilation depicting the birth and growth of Catholicism.

COLUMBIA

LADY FOR A DAY—Sentimental nature of story and its sure-fire general appeal qualities make it ideal as a family trade holiday bill.

FOX

MR. SKITCH—Family comedy with Will Rogers and ZaSu Pitts heading the cast.

PADDY, THE NEXT BEST THING—Swell for juveniles as well as grownups.

SMOKY—Will James' story about a horse. Fine for kids.

KINEMATRADE

ALICE IN WONDERLAND—Six-reeler, originally released in 1931, designed specially for children.

M・G・M

THE CHIEF—Ed Wynn comedy that should please the kids generally and also entertain the adults among his radio following.

MEET THE BARON—Has possibilities, like 'The Chief,' among Jack Pearl's art fans, plus Jimmy Durante and ZaSu Pitts in the cast.

PEG O'MY HEART—Romantic comedy of the ideal type for juvenile and family trade.

TUGBOAT ANNIE—Dirto.

MONOGRAM

BLACK BEAUTY—Popular juvenile story.

OLIVER TWIST—Dickens classic, very good for holiday special.

SWEETHEART OF SIGMA CHI—Part musical with college life and fraternity background has possibilities for student trade during the Holidays.

BROKEN DREAMS—Human interest story with a Christmas sequence.

PARAMOUNT

ALICE IN WONDERLAND—Elaborate production of juvenile classic, with imposing cast of star names.

COLLEGE HUMOR—Possibility for student business during Holiday vacation.

RKO RADIO PICTURES

LITTLE WOMEN—Superb picturization of famous classic has a good angle of appeal through the Yuletide season as well as any other time.

UNITED ARTISTS

BITTER SWEET—Sentimental nature of story and its musical charm make it a nice type of romance for a holiday special.

UNIVERSAL

ONLY YESTERDAY—Strong on sentiment and romance, in addition to other unusual entertainment qualities.

WARNER-FIRST NATIONAL

SON OF A SAILOR—Joe E. Brown comedy that is a natural for the juvenile trade.

DISRAELI—Re-release of George Arliss picture has possibilities for class trade.

FAITH PICTURES

SHEPHERD OF THE SEVEN HILLS—Dealing with the Pope and the Vatican, has limited prospects, chiefly in religious channels.

JAF

THE WANDERING JEW—Starring Jacob Ben-Ami, could be plugged in Jewish neighborhoods.

JOE BROWN AS SANTA IN EXPLOITING FILM

A one-sheet poster idea for exploiting "Son of a Sailor" as a Holiday attraction is offered by Warners. The layout calls for an illustration of a typical American boy shooting from an open window on which is hung a Christmas wreath with a picture of Joe E. Brown wearing a Santa Claus beard and a sailor cap. Copy for use on the poster is as follows:

"Hey fellows! I discovered the real Santa Claus! Here's Joe E. Brown—honest! An' look he's brought us a great big bag loaded with funny tricks, and stuff that will keep you laughin' for years! I'm goin' to see him in 'Son of a Sailor' at the Strand... It's his big screen treat for our Christmas Party. Boy, it's keen!"

Expect Premiums to Stay in Philly—Philadelphia—Exhibitor symptoms indicate that premiums are likely to survive in this territory if the policy comes up for determination under the code, which allows this banning if 75 per cent of active independent exhibitors and 75 per cent of active affiliated theaters vote against it. Six companies are engaged in the business at present. David Barrist, an M. P. T. O. leader, is also in the premium business.

"China Shop" Music on Air—The musical score of "The China Shop," a new Walt Disney Silly Symphony, soon to be released by United Artists, will be played on the California Melody hour by Raymond Paige and his orchestra over the CBS network on Tuesday evening.

Saenger Adds Greenwood House Greenwood, Miss.—Saengers have taken over the Lyric, an opposition house here.

Preview at Convention—Detroit—In connection with the national trade showing, on Dec. 12, of Samuel Goldwyn's latest production, "Roman Scandals," M. Dudelson, United Artists manager, here, has arranged to preview the picture before the Allied convention in Grand Rapids. The preview will take place at the Hotel Pantlind, Grand Rapids, where the Michigan Allied exhibitors will hold their annual convention.
THE NATION'S GREATEST STARS ARE COMING TO YOUR HOUSE!

Van Beuren Musical Comedies

Produced in New York by Van Beuren Corp. Associate producer, Meyer Davis, world known master of musical hits whose 100 bands are touring the country. Directed by Ray McCarey, former ace director for Mack Sennett and Hal Roach; and Leigh Jason.

THE FIRST OF 13 2 REEL MUSIC SHOWS

FEATURING TOP-MONEY STARS OF RADIO AND THE BROADWAY STAGE

...THE CREAM OF RKO'S VAST RESOURCES IN THE THEATRE AND ON THE AIR!

HERE ARE THE STARS OF THE FIRST FEW ISSUES. MORE TO COME!

BERT LAHR
JEAN SARGENT
BABY ROSE MARIE
LILLIAN MILES
ARTHUR TRACY
(The Street Singer)

ETHEL WATERS
SISTERS OF THE SKILLET
HAMTREE HARRINGTON
CLIFF EDWARDS
(The Sheik)

RAY PERKINS

Produced in New York by Van Beuren Corporation.
Only Walt Disney so magnificent!

All the world's a-rage over his newest silly symphony in Technicolor!

Now that's a gift!

Set Your Bookings NOW at your...
COULD MAKE A TREE

AND DON'T FORGET TO
BOOK THESE TWO
DISNEY XMAS CLASSICS!

"SANTA'S
WORKSHOP"

the world-renowned

SILLY SYMPHONY

IN TECHNICOLOR

Millions are clamoring
to see again

AND

MICKEY
MOUSE

in

"MICKEY'S GOOD DEED"

arest UNITED ARTISTS EXCHANGE
Shorts With Particular Suitability for Holiday Programs

A WEALTH of short subject product of a Christmas nature is available for exhibitors this season, as the accompanying list reveals. Many of the shorts have a distinct Santa Claus story in them. Others are from famous fairy book and nursery tales, gleeeful stuff for the kids, and reminiscently enjoyable for most grownups, too, at this time of the year. Then there are some subjects with a timely instructional angle, regarding the background of Christmas, probably of chief interest to grownups and to the more advanced juveniles.

In addition to the serviceability of these shorts in injecting a Christmas atmosphere into programs during the Holiday season, excellent possibilities are afforded for making up all-shorts bills and offering them at special juvenile matinees.

The nature of all these pictures, either when shown as special programs of shorts or in conjunction with similarly wholesome features, affords unusual opportunities for cooperation from women’s clubs, school authorities, churches and other local organizations.

It is probably the best opportunity of the year for building up the kind of goodwill that means so much to the continuous stability of the movie theater.

AMITY
PUSS IN BOOTS—Featurette with a cast of 65 talented children.
CELEBRITY
JACK AND THE BEANSTALK—Animated cartoon in color.
COLUMBIA
IN THE GOOD OLD WINTER TIME—Various winter sports. Also various subjects in KRAZY KAT KARTOONS, SCRAPPY CARTOONS, MICKEY McGUIRE and other series.
EDUCATIONAL
BEANSTALK JACK—Story of Jack and the Beanstalk.
TOYLAND—Terry-Toon containing a Christmas party by the Terry-Toon characters.
LITTLE BOY BLUE—Terry-Toon based on famous nursery rhyme.
WHAT DOES 1934 HOLD?—Forecasts for the coming year by Wynn, the astrologer.
DAY DREAMS—Christmas fantasy showing adventures of a little girl in Santa Claus’ domain.
MERRILY YOURS—Frolics of Youth two-reeler depicting antics of high school boys and girls.
THE VILLAGE BLACKSMITH—Terry-Toon fairy tale treatment of the classic poem.
SHIPWRECKED BROTHERS—Terry-Toon cartoon story of Robinson Crusoe.
FOX
MAGIC CARPET OF MOVIE TONE and MOVIE TINTYPE series.
KINEMATRADE
JERUSALEM, CRADLE OF FAITH—One-reel trip through the interior of churches in the Holy Land, with offstage voice in English.
MASTER ARTS
ORGANLOGUES—One-reel subjects, including one which features the following musical compositions with artistic effects and live tabloid scenes: “Jingle Bells,” “Silent Night” and “Auld Lang Syne.”
MAJESTIC
BELLS—Two-reeler depicting the history of bells and portraying such famous chimes as St. Peter’s, Milan; Leaning Tower of Pisa, Florence, etc.
JINGLE BELLS—Two-reel song cartoon.
KIDDIE REVUES—Two-reelers with casts composed of children from 4 to 11 years old.
M-G-M
TOY PARADE—Re-issue of one-reel Oddity which was a popular Holiday subject last season.
MENU—One-reel Oddity in Technicolor wherein Henry Bassetti, famous chef of the Ambassador Hotel, Los Angeles, explains his favorite recipes for special holiday dishes.

NEXT RHEMES—One of the Colortone Musical Revues series. Also various Our Gang, Charley Chase and Laurel-Hardy comedies, Flip the Frog cartoons, FitzPatrick Travel Talks, etc.
PARAMOUNT
SEASIN’S GREETINGS—Paperene the Sailor cartoon.
MOTHER GOOSE LAND—Talkartoon.
PARADE OF THE WOODEN SOLDIERS—Talkartoon.
BETTY BOOP’S BIRTHDAY PARTY—Talkartoon.
PARAMOUNT PICTORIAL—No. 10, including Birth of the Year. Also various subjects from the SCREEN SONG, SCREEN SOUVENIR, HOLLYWOOD ON PARADE and other series.
PRINCIPAL
CONFLICTS OF NATURE SERIES—One-reelers including “Her Majesty, the Queen Bee,” “Farmers’ Friend” and “Queen of the Underworld.”
CUBA—Two-reeler dealing with the tropical island.
CITY OF CONTRASTS—Human interest study of New York, in two reels.
RKO RADIO PICTURES
JUST PALS—A “Little King” cartoon in Van Beuren’s Soglow series.
Also Charlie Chaplin re-issues, Cubby the Bear cartoons, Tom and Jerry cartoons, Masquers Comedies, etc.
PATHE REVIEW—Issue containing “Adventures of a Bunny.”
UNITED ARTISTS
SANTA’S WORKSHOP—Silly Symphonies in color.
THE NIGHT BEFORE CHRISTMAS—Ditto.
MICKEY’S GOOD DEED—Mickey Mouse cartoon with Christmas story. Also various additional Silly Symphonies, such as “Babes in the Wood,” “Father Noah’s Ark,” “Old King Cole,” “Pied Piper,” “Three Little Pigs,” etc.
UNIVERSAL
MERRY OLD SOUL—Oswald cartoon.
THE BIG BENEFIT—Juvenile performers put on a show in which they impersonate stars.
Also various “Strange As It Seems” subjects, “Pooch” and “Oswald” cartoons, etc.
VITAPHONE
THE SHANTY WHERE SANTA CLAUS LIVES—Re-issue of Merrie Melodie cartoon.
SEASONED GREETINGS—Two-reeler with Lita Grey Chaplin.
FROM BETHLEHEM TO JERUSALEM—E. M. Newman World Adventure.
Also various Looney Tunes, Merrie Melodies, etc.
For Christmas Week

GIVE THEM THE SKITCHES...
AND KEEP THEM IN STITCHES

- Run your eye over that cast... see why this is the perfect happiness show... for children and adults. A guarantee of big trade... morning, noon and night!
- Rollicking adventures of the wandering Skitches... roaming the U.S. in their rheumatic old car... taking in the tourist camps... being taken over by tourist scamps.

WILL ROGERS in Mr. Skitch
with ZASU PITTS

Rochelle Hudson    Florence Desmond
Harry Green        Eugene Pallette
 Directed by James Cruze

Based on the story "Green Dice" by Anne Cameron

Your patrons always like FOX MOVIE TONE NEWS

JOIN THE UPSWING WITH FOX
WORLD-WIDE RELEASE FOR "ALICE" DEC. 22

A world-wide simultaneous release schedule has been prepared for Paramount's "Alice in Wonderland," as Christmas week, with 120 cities in the United States, 12 in Canada, and 50 in Europe and Asia presenting the beloved Lewis Carroll classic in screen form on Dec. 22.

In Europe and Asia the releases include "Alice" premieres in 10 cities in Great Britain, 12 in Japan, seven in Holland, three in Sweden, three in Denmark, three in Norway, and three in Finland.

While Charlotte Henry, who was plucked from mere than 7,000 candidates to play the title role, is making a personal appearance tour of the United States which brings her into New York City tomorrow, Director Norman McLeod is completing work on the production to conform with the Dec. 22 release date.

400 Christmas Dates Set On Joe E. Brown Picture

More than 400 Christmas week bookings on "Son of a Sailor," starring Joe E. Brown, have already been made, according to the Warner sales department. In the majority of these dates, the picture is to be exploited as a natural for kid trade.

"Mr. Adam" in Extended Chi. Run

The Educational-Star Comedy Special, "Mr. Adam," with Ernest Truex in the title role, has started an extended run at the Balaban & Katz Oriental theater, Chicago. The two-reel comedy has been booked for the entire run of "Man's Castle," which is expected to stay several weeks at the Oriental. "Mr. Adam" also is currently playing at the original Roxy in New York.

Philly Musician Settlement

Philadelphia — Stanley-Warner circuit has adjusted its contract dispute with musicians formerly regularly employed at two of its neighborhood houses, the Circle and the State. Under the compromise plan the theaters which recently dropped stage shows will use the musicians Saturdays and the circuit will also give them employment in other of its houses.

"Puss in Boots" Display

A dandy window display for pluging "Puss in Boots" is suggested by Amity Pictures, distributors of the picture. The idea is to get a bare window space in a prominent location. On the plain background, post "Puss in Boots" one-shots around the base of the window. In the window, a dozen bottles — rubber boots, if no others are obtainable — and a "Boot Silencer" ad. A chair and the boots on the floor. Will they attract attention?

EDUCATIONAL LISTS 22 HOLIDAY SHORTS


NEW RICHMOND HOUSE

Richmond — Benjamin T. Pitts' new theater here, the Patrick Henry, opened this week. Herman G. Wilson is manager.

James Fox & Sons have been awarded contract for converting the building at 2820 West Cary St. into a movie for Venetian Amusement Co.

Complete Film on Oil

Washington — An educational film depicting "A Trip Through the Oil Lands of Europe and Africa," is the latest addition to the film library of the United States Bureau of Mines, visualizing the mineral and allied industries. The film, which is in the parlors, will it sound, was prepared under the Bureau's supervision in cooperation with one of the country's large oil companies.

UNION CASE AGAIN PUT OFF

Hearing of the suit in which Local 306, Operators' Union, charges 120 local independent exhibitors with violating the NRA employment regulations, was again postponed yesterday, this time until next Tuesday morning, in Supreme Court.

N. O. Unions to Give Ball

New Orleans — Members of the stagehands', musicians' and opera- tors' unions will unite to give a ball in the Municipal Auditorium on Feb. 4.

STORIES IN TIE-UPS ON CARTOON SHORTS

Department store Christmas tie-ups in conjunction with both the Walt Disney and Mickey Mouse Silly Symphony short releases through United Artists have become quite popular. All stores are building their entire holiday campaigns around these Walt Disney subjects, using Mickey as a central theme for their advertising and window displays.

In New York the Bloomingdale store has prepared an especially pretentious campaign which will be backed by considerable cut-outs and figures of Mickey Mouse and the Silly Symphonies subjects and other big stores, it is claimed, is scheduled to supplant Santa Claus, Lord & Taylor, Frederick & Nelson and other big stores also are using Disney displays.

"Santa Claus" Short Popular

Because it proved one of the most popular "Merrie Melodies" released by Vitaphone during the past year, according to Norma H. Moray, sales manager, "The Shanty Where Santa Claus Lives" is being re-issued by Vitaphone for holiday bookings.

Walt Disney is particularly praised the cartoon subject.

Fred Meyer Addresses Film Council

Milwaukee — Fred S. Meyer, president of the M. P. T. O. of Wisconsin, was toastmaster at this week's luncheon of the Better Films Council.

New Orleans Withstands Repeat

New Orleans—Repeat of prohibition has caused no drop in theater grosses here.

"Skippy" for Kid Matinee

Paramount's "Skippy," feature released in 1931, is being revived for Children's Matinee at the Lena Little theater this week-end.
A REAL HOLIDAY PICTURE!

- A treat for children... and their parents.
- The horse that stands with Black Beauty in the hearts of America's millions.
- The book that ranks high in the best-seller ratings of all time.
- A motion picture hitting with an emotional punch that topples the hardest-boiled!

SMOKY

with

Victor JORY
Irene BENTLEY
and
Will JAMES

Directed by Eugene Forde

• Screen it before a mixed audience... then you'll know what a swell holiday booking this is. Prints now available at all Fox Exchanges.

JOIN THE UPSWING WITH FOX

Your patrons always like FOX MOVIETONE NEWS
"THE SWEETHEART OF SIGMA CHI"
with MARY CARLISLE and BUSTER CRABBE
Based on the Famous College Song
Directed by EDWIN L. MARIN
W. T. LACKEY Production

"BLACK BEAUTY"
with ESTHER RALSTON
ALEXANDER KIRKLAND
HALE HAMILTON
GAVIN GORDON
DON ALVARADO

Based on one of the World's Prize Novels by ANNA SEWELL
Directed by PHIL ROSEN
An I. E. CHADWICK Production

BOOK THEM NOW
IDEAL CHRISTMAS ENTERTAINMENT
from MONOGRAM PICTURES

"OLIVER TWIST"
with DICKIE MOORE
WILLIAM BOYD
IRVING PICHEL
DORIS LLOYD
BARBARA KENT

The CHARLES DICKENS Classic Read by Over 100,000,000 Today and Over a Billion Since it was Published
Directed by WILLIAM COWEN
Supervised by HERBERT BRENN
An I. E. CHADWICK Production

OFFER $1,800,000 FOR PUBLIX ASSETS

Says Fate of Industry
Hangs on NRA Success
(Continued from Page 1)

Warner Managers Switch
Wheeling, W. Va. — Tony Stern has moved again in the Warner organization, exchanging managerial positions with Earl Ochsbein who goes from the Liberty to the Victory.

"Volga Volga" for Cameo

English version of "Volga Volga," distributed by Kinemacode, has been booked for its American premiere at the RKO Cameo, where it begins an indefinite engagement Dec. 14.
EDUCATIONAL STARS FORETELL PROFITS FOR WISE SHOWMEN

YOU CAN READ IT IN THE STARS! Educational's Big-Star-Name attractions are blazing across the film firmament, and astrologers of the show world foretell profits for wise exhibitors from the favorable conjunction of major constellations in this stellar group. Every star of major magnitude! Every subject a sparkling unit of entertainment. Every group a nebula of scintillating subjects. Hitch your Short Subject Policy to the Big-Star-Name Educational Program for a brilliant success during the coming year.

The Busy Comedy Lots

EDUCATIONAL Studios in Hollywood... literally a bee-hive of production industry. 'King Bee' E.H. Allen and his swarm of comedy concoctors completing "FROZEN ASSETS" with ANDY CLYDE buzzing around as Easy Mark Anthony... making hot love to Queen Bee Cleopatra!... There's a honey of a role for Andy!...

LLOYD HAMILTON... temporarily out of commission due to an accident... toddles in again in a MERMAID COMEDY... "POP'S PAL" (oh what a pal!)... with George Bickel and Billy Bevan.

The youngsters who make so much ofscotch in "Frolics of Youth" are whooping it up in "WHAT TO DO?"... and are producing for the next one "PARDON MY PUPS" (There's a title!)

* * *

AND IN THE EAST... Tom Howard has made his most uproarious comedy... he's a dumb detective with a just-as-dumb partner... the name of this sweet parrotie is "DIVORCE SWEETS."

EDUCATIONAL'S "TREASURE CHEST"

a Box Office Cache of scintillating entertainment gems that radiate as much brightness and joy as a Christmas tree ablaze with Yuletide cheer. These one reel jewels will fill your house to the roof-top with the festive spirit all the year 'round.

DAY DREAMS"

... a fantasy of rare loveliness... the visualization of a child's dreams... with special music by Henry King and Walter Scharf... played by Henry King's orchestra... is an ideal subject for holiday bookings.

WHAT DOES 1934 HOLD"

... another timely gem for the holidays from the "Treasure Chest"... in which the internationally famous astrologer WYNN will show what is in store for the coming year... according to his readings of the stars.

Big Star Names

IN FIRST RELEASES

TWO MORE FAMOUS STARS make their first appearance for Educational in new single-reel subjects in the popular SONG HIT STORY series....

JAMES MELTON IN "THE LAST DOGIE" with the noted tenor singing several of the famous cowboy laments.

HELEN MORGAN IN "MANHATTAN LULLABY" with the famous torch singer at her melodious best.

Beauty—Romance—Fun

WHILE EDUCATIONAL'S ONE-REEL MUSICAL gems make a perfect setting for the melody spots on your programs... LAUGHS and ROMANCE are also found in abundance in Educational's single-reel entertainment... Nothing is more sure-fire for a laugh than the TERRY-TOON cartoon classics... and nothing more beautiful than the natural color "ROMANTIC JOURNEYS."

SHIRLEY TEMPLE GRADUATES FROM BABY STARS TO "FROLICS"

GRADUATED from the Baby Stars after having been featured in several of Educational's Baby Burlesks... SHIRLEY TEMPLE is now appearing in "FRORICS OF YOUTH"... She is seen in "WHAT'S TO DO?"

DISTRIBUTED IN THE U.S.A. BY FOX FILM CORPORATION
By RALPH WILK

FRANK TUTTLE will direct “Springtime for Henry,” the Jesse L. Lasky production for Fox, and will work with its author, Benn Levy, in preparing the screen play. Nigel Bruce and Leslie Banks alone have been assigned to the cast.

George R. Butcher, producer of Chesterfield Pictures, has signed Ruth Hall, Shirley Grey, William Bakewell, Charles Starrett, Edward Van Sloan and J. Farrell MacDonald for roles in “Campanile Murder Case,” which Richard Thorpe is directing at Universal. Story is from magazine yarn of same name and was also “best seller” in book form. Picture will probably be released under the title of “Murder on the Campus.” It will replace “Hell’s Ballyhoo” on Chesterfield’s program.

Columbia has assigned Henry Wadsworth and Ward Bond to “Nighthawks,” and Junior and Beau Anderson to “No Greater Glory.”

Florence Lake, after a month’s radio broadcasting from Chicago with her brother, Arthur, is back in Hollywood to resume work at RKO. While in the midwest city, Miss Lake was married to Jack Good, musical comedy actor. She will re-

sume radio work with her brother in the near future.


Bebe Daniels will star in Warner’s “Registered Nurse,” with Lyle Talbot opposite.

Frit D’Orsay and Maurice Hill, following their marriage here last week, were given a reception at the Beverly Hills home of Lew Cody.

And from Danbury, Conn., comes word that Richard Conte will marry Mrs. Christine Conniff Lee of that city after the holidays.

Leonard Praskins has been assigned by Columbia to write the story for the Grace Moore picture.

Constance Cummings in “THE CHARMING DECEIVER”
Majestic 72 mins.

BRITISH ROMANCE OF MIXED IDENTITIES AMBITIES ALONG WITHOUT UNCOVERING ANYTHING.

This one suffers as do many other British light romantic subjects on the screen because it moves along mechanically without change of pace or any sparkle to lift it out of the groove. Constance Cummings plays a dual role, that of a miss from London sporting at the French sea-

side resort, and impersonating a famous American screen star whom she can double for. Constance had gone on her vacation to the fashionable place following a British lad she met casually. Eventually she winds up on his yacht, with the publicity man of the star trying to her arrested for impersonating the other dame. It is all very mixed up and confusing, but all hands seem to have lot of fun in a re-

fined British way. Finally the hero saves the heroine from the embarrassment of being arrested for impersonating another. Back in London everything is straightened out in its typical manner, but there is nothing in the entire production that car-

ries a real kick or anything to lift it from the stereotyped formula.

Cast: Constance Cummings, Frank Law-

ton, Binnie Barnes, Gus McNaughton, Iris Ashley, Claude Hulbert.

Director, Monty Banks; Author, Fred Thompson; Dialogue, Same.

Direction, Weak. Photography, Good.

Ginger Rogers gets the feminine lead in Warner’s “Romance.”

William Bakewell will appear in Columbia’s “Air Devils.”

Ann Dvorak is an addition to Warner’s “Upperworld,” with Warren William and Mary Astor.

Henry Arnetta has started work in Columbia’s “Murder and the Law,” directed by Anthony Mann in Universal, titled “Full Coverage,” by James W. Horne and Albert Austin. Cast also includes Elaine Baker, Herbert Cornell and Paul Hurst.

Trem Carr, Monogram production head, has started “Big Steer in Erie,” with Lionel Atwill and Betty Furness. Phil Rosen will direct. Immediately upon completion of this film, shooting will begin on “Mystery Liner” under the direction of William Nigh. “Manhattan Love Song,” musical, will go in we-

“THE WOMEN IN HIS LIFE”
with Otto Kruger, Una Merkel, Ben Lyon M-G-M 75 mins.

ARTIFICIAL STORY TOO RAMBLING AND UNCONVINCING TO BUILD UP REAL INTEREST.

One of those ultra modern yarns about a super-criminal lawyer who never loses a case or his woman and the latter all fall for. Otto Kruger goes through his line assignment to try making this highly artificial characterization of the lawyer sound convincing. The plot is quite in-

volved, and rambles through a lot of episodic treatment to finish in highly colored meller, with a condemned man saved from the electric chair just as they are ready to turn on the juice. Kruger’s estranged wife has been murdered, and her second husband is tried and convicted. The theme concerns itself with the lawyer’s efforts to save the condemned man by using the real criminal. The story is divided up between several characters and you are never quite sure just where your sympathies are supposed to go. There are long stretches of detailed incident that make this a sort of guessing contest as to just which direction the story is going to take.


Director, George B. Seitz; Author, F. Hugh Herbert; Editor, Conrad Nervig; Cameraman, Ray June.

Direction, Fair. Photography, Excellent.

Dec. 15. “The Loud Speaker,” by Ralph Spence, and “Jane Eyre,” directed by Claude Bricmont, will go before the cameras about the same time.

Arthur Ripley and Joe Fields, writers of screen comedy, have been signed by Lou Brock, associate producer of RKO Radio Picture short subjects, to write two comedies star-

ring Edgar L. Kennedy. They will be for the “Average Man” series, with Florence Lake, Dot Farley and Billy Eugene in the cast.

The fourth in the new series of Andy Clyde Comedies, tentatively titled “An Old Gypsy Custom,” has been placed in production at the Educational Studios by Director Harry J. Edwards. Supporting the star, in this two-reeler are Dorothy Dixon, Jason Rohard, Addie McPhail, Arthur Hoyt, Jack Norton and Broderick O’Farrell.

Kurt Neumann, Universal director, at present confined to a hospital bed, is expected to be out within the next week. Williams starts work the first week in January in “The Countess of Monte Cristo,” with Gloria Stuart in the leading role.

“KING FOR A NIGHT”
with Chester Morris, Helen Twelvetrees, Alice White.

Universal 77 mins.

GOOD DRAMA STORY IN PRIZE-FIGHT BACKGROUND WITH STRONG GENERAL HUMAN INTEREST APPEAL.

Very fine work by an able cast, in story of hard-sell boxer that builds up to a real punch climax, makes this a picture that should prove quite satisfying to al-

most any audience. This is in spite of a semi-plot ending, a Chicago promoter’s as-

signment with boxing ambitions, comes to the city to seek his opportunity. He is fol-

lowed by his friend Helen Twelvetrees, who plays nice to John Milligan, a fight-

promoter, so he will advance her brother’s career. Williams starts work the first week in January in “The Countess of Monte Cristo,” with Gloria Stuart in the leading role.

The Plaza, Hollywood.

Most Convenient Hotel in Hollywood
$2.50 up, Single
$3.00 up, Double
Special rates for extended stays.

The Plaza is near everything to see and do in Hollywood. Ideal for business or pleasure.

Every room has private dressing room, bath and shower, refrigerator, radio and phone. Every modern convenience. Fine foods at reasonable prices. Convenient parking for your car.

The "Doorway of Hospitality" Vina at Hollywood Blvd. HOLLYWOOD PLAZA
More Than 100 in Musical Short
One of the biggest casts ever to appear in a Vitaphone short is being used in
"Let's Play Post Office," two-reel musical starring Jean Sargent, with Eleanor Whitney, May Joyce, Betty Jane Cooper, Lathrop Barnet, Three Roberts Brothers, the Vitaphone chorus of 20 and more than 75 extras and bit actors. Paul Florenz is staging the dances.

Harold Godsoe, assistant director, always on the jump ... Andrew Jeoly satisfying producers at the studio with his costumes from Eaves ... Morris Gersten, cameraman, always sure of his shots ... Bobby Snydy carrying out his duties as production manager ... T. K. Glennon figuring out a way to reduce.

More than 75 people are included in the cast of "Let's Play Post Office," new "Broadway Revue" musical that gets under way at the Brooklyn Vitaphone studio Monday.

A two-reeler featuring Baby Rose Marie, Sisters of the Skillet, Arthur Tracy and Monty Collins has been put into production by the Meyer Davis unit of Van Beuren for release at the Fox Movietone studio. Leigh Jason is directing, with Joe Nadel as production manager and handling the casting, and Monty Shaff supervising.

"The Social Register," starring Colleen Moore and produced by Associated Film Producers Corp., will be released at the Eastern Service studio in Astoria under the direction and supervision of Marshall Neilan, with William de Mille as associate producer. Supporting Colleen Moore in the cast are: Pauline Frederick, Alexander Kirkland, Ross Alexander, Charles Winning, Margaret Livingston, Roberta Robinson, Olive Olness, Georgette Harvey, John Miltner, Edward Gourie and Robert Benchley. Harold Godsoe assisted Neilan on the direction and handling the casting, with Robert Sisson as production manager. Merritt Gersten and Walter Strege were in charge of the camera, while Walter Keller is credited with the art direction, and Joe Kane had charge of sound.

A two-reeler musical featuring Cab Calloway and his orchestra, being produced for Paramount release is scheduled to go into production immediately at the Eastern Service studio in Astoria. Fred Wahrer will direct.

Shooting has been finished and cutting is now under way on Educational's new Coronet comedy featuring Charles Judel and Tom Patricola. Jack White produced the short, satirically called "Death of Zero," at the Astoria studio.

Eastern Studio Notes: Johnnie Doran, stage manager, celebrated his birthday last Monday with his office looking like a floral shop ... a new feature at the theater may have its own imperil. The balloon will be available after the holidays only, in a "Merry Christ-

—sue

THE FIlM DAILY

Saturday, Dec. 9, 1933

19

SHORT SHOTS FROM EASTERN STUDIOS

By CHARLES ALICOATE

All Christie, in charge of half of Educational's eastern production, is preparing two comedies for immediate shooting. Sets are now being built at the Eastern Service studios in Astoria and shooting will start Wednesday on the first Coronet comedy. The story, tentatively titled "Stupenheit," will feature Stoopnagle and Budd, it was written by Sig Herzig and William Watson.

Upon completion of "Stupenheit," Al Christie will place in production a new short comedy special, the second with Ernest Truex. Written by William Watson, Art Jarrett and Harry Miller, the story will present Truex in the throes of a profound Conrad Hilton. Christie will personally direct both comedies.

Edgar Bergen, ventriloquist, has completed work at the Vitaphone Astoria studio in his second one-reel novelty comedy for this season. Titled "Hot Dog" it will be released as one of the "Pepper Pot" series. Besides Charlie McCarthy, Bergen's dummy, the cast includes Eleanor King and Owen Martin. Joseph Henabery directed.

"Corn on the Cop," featuring Harry Gribbon, is now in work at the Brooklyn Vitaphone plant under the direction of Ralph Staub. Supporting Gribbon in the cast of the short, which will be released in Vitaphone's series of "Big V" comedies, are Shemp Howard, Tony Hughes and Mary Doran.

Harry Berkheart, formerly on the make-up staff of the Brooklyn Vitaphone studio, was called back to work last week to assist Dick Wil-

Christmas

TERRY TOONS
Merry Christmas

TERRY TOONS

Merry Christmas

AMITY PICTURES ANNOUNCES

Puss in Boots

For immediate release!

Book Through Your Local Exchange

houte exploitation of Educational's Terry Toons, setting the double purpose of putting the series upon the tender mercies of the holidays during the Christmas week, and creating good-will for the theater is in the form of a balloon carry-
guys. The above decaes the theater may have its own imperil. The balloon will be available after the holidays only, in a "Merry Christ-

mas" line.

Fray and Braggotts, radio pianists, will appear in one of the scenes of "The Social Register," being made by Marshall Neilan for Columbia release.

"His Double Life," the first of the pictures which Eddie Dowling has produced at Astoria, is open at the Paramount Theater on Broadway next Friday. The subject is an adaptation of Arnold Bennett's "The Great Adventure" and features Lillian Gish and Roland Young. It was directed by Arthur Hopkins and William Démille.

Harrington Grinnell, who completes "Corn on the Cop" this week under the direction of Ralph Staub, is slated to make one more short for Vitaphone this month and two more in January. Upon completing work at the Brooklyn plant in January, Gribbon is going a vaudeville act which will include his wife, Shemp Howard and two or three stooges.

Production is scheduled for Wednesday on the Stoopnagle and Budd starring comedy, as yet untitled, which Al Christie will make for Educational Pictures at the Eastern Service Studios, Astoria.
it looks like a big Christmas

CANADA . . . 12 Theatres
UNITED STATES 120 Theatres
GREAT BRITAIN 10 Theatres
JAPAN . . . . 12 Theatres

HOLLAND . . . 7 Theatres
SWEDEN . . . 3 Theatres
DENMARK . . . 3 Theatres
NORWAY . . . 3 Theatres
FINLAND . . . 3 Theatres

PARAMOUNT’S "ALICE IN WONDERLAND"

BOOKED IN THEATRES ALL OVER THE WORLD

FOR CHRISTMAS ☃️
Optimistic Views on 1934 Voiced by More Execs

JOHNSON NOT TO HAVE APPORTIONAL OR VETO POWER

Restoration of Publix Circuit Seen in Temporary Deals

Re-assembling of Houses Believed Likely When Times are Better

Indicative of a plan to re-assemble virtually all of its houses in a centralized operation as in pre-depression days, is the fact that partnership deals being made by Publix do not generally run more than two years. Most of the arrangements cover one and two years. Celling in of these theaters is understood to be dependent upon business recovery and reorganization of the parent company.

8 FILMS TO START AT WARNER STUDIOS

West Coast Bureau of THE FILM DAILY

Hollywood—In addition to seven pictures now shooting, the Warner-First National studios have eight in preparation and set to start as soon as stages are cleared for them. The eight include "A Very Honorable C.N.," starring Jack E. Burns; "Registered Nurse," with Bebe Daniels; "Anthony Adverse"; "Dames," with Dick Powell and Baby Keeler; (Continued on Page 7)

First Allied Code Move Aimed at Cleaner Films

Initial move of Allied States Ass'n under the industry code is expected to be a campaign designed to make producers use greater care in eliminating any immoral from pictures. The matter will be discussed at the annual meeting of the Allied board at the annual convention of Allied Theaters of Michigan at the Hotel Pantlind, Grand Rapids, tomorrow and Wednesday. Abram F. Myers, James C. Ritter, (Continued on Page 7)

Lubitsch-M-G-M Set

West Coast Bureau of THE FILM DAILY

Arrangements have been concluded for Ernst Lubitsch to direct Maurice Chevalier in "The Merry Widow" for M-G-M. The feminine star of the film has not yet been decided upon.

18 Iowa-Neb. Houses Acquired By Blank Tri-State Theater Corp.

Loew's State, Cleveland, Goes to Double Features

Cleveland—Starting Friday, Loew's State, ace first-run downtown house, goes double first-run features with present admission scale. Announcement does not state whether this covers holiday season only or is permanent. Loew's other downtown house, the Stillman, also plays double feature first-runs.

Richey Cites Achievements In Michigan Allied Report

Detroit—In the annual report to be presented to Allied Theaters of Michigan at the convention tomorrow, H. M. Richey, general manager, (Continued on Page 4)

Jack Cohn, Bernhard, Gluckman, Goldsmith, Johnston, Butterfield View Next Year With optimism

Publix Enterprises Offer Favoring by Irving Trust

Irving Trust Co., trustees for Publix Enterprises, favors the offer of $1,800,000 made by Famous Theaters Corp., representing interests now associated with the bankrupt company, for assets of the firm which will be sold at public auction Dec. 21 at the office of Referee Henry K. Davis.

Film Heads Satisfied with Agreement Reached on Executive Order

Washington—After an hour's conference late Saturday in General Johnson's office, with participants including Donald Richberg, chief NRA counsel, and Sol A. Rosenberg, for the Administration, and Will H. Hayes, Nicholas M. Schenck, J. Robert Rubin and George Schaefer for the producers and distributors, Johnson came to an agreement with the film group regarding the disputed sections of the executive order in the film code. The agreement was accomplished through the issuance by Johnson of a "Memorandum on Administrative Policy in the Ad-

CODE AUTHORITY MEET AWAITS FINAL MEMBER

Washington—Sol A. Rosenberg said Saturday that the Code Authority would meet as soon as the third and final Government appointee was named, explaining that he was the second NRA appointee. The third will be named this week. Dr. Lowell is the other.

Transcription Studios Prepare for Television

West Coast Bureau of THE FILM DAILY

Hollywood—Freeman Lang's sound studios, producers of electrical transcriptions, are ready to carry out their television plans formulated two years ago. In the future one episode of each transcription serial will be run off on film for the ac-

"Pigs" Gets 10 Best Votes

Though shorts are not included in the ballot for the Ten Best Pictures of the year, critics voting in the 1933 Film Daily Poll have already cast 10 votes for "Three Little Pigs."
21 Story Properties

Acquired by M-G-M


Cartoon Studio Expands

West Coast Bureau of THE FILM DAILY

Hollywood—Increasing demand for animated cartooncolor is resulting in expansion and development of the Animated Pictures Corp. studio. It is "Miss Bishop," "Big Ickers," studio head. Staff will be increased, space will be enlarged, new equipment acquired and personal divided into several units each capable of producing individual pictures.

Martin Mooney Joins Majestic

Martin Mooney, well-known newspaperman, has been appointed to the exploitation staff now being organized by Bert Ennis for Majestic Pictures. His first assignment will be on "The Sin of Nora Moran," opening tomorrow at the New York Strand, and "The Charming Deceiver," now at the original Roxy.

Helen Morgan for Vita, Short

Helen Morgan has been signed by Sam Sax, production head of the Brooklyn Vitaphone studio, to star in a two-reeler musical comedy. Lee Stewart is now lining up the cast.

Re-Issuing Joe Penner Shorts

As a result of the radio popularity generated by Joe Penner Vitaphone is re-releasing several of his shorts made last season. Penner has a contract for 70 consecutive Sundays on the air over WJZ.

Underwood Joins 20th Century

Franklin Underwood, formerly with the American Play Co., today assumed his duties as eastern story editor for 20th Century Pictures. He will headquarter at United Artists.

Columbia Signs Lou Holtz

Lou Holtz, stage comedian and master of ceremonies, has been engaged by Columbia for two-two-reel comedies. Work on the first will start within the next few days.

Warner Film Re-titled

Warner's "Fashion Plate," with William Powell and Bette Davis, has been re-titled "Fashions of 1934."

Claim 10% Elimination Doesn't Apply on Shorts

Charlotte—Exhibitor leaders who are here for the annual convention of the M. P. T. O. of North and South Carolina, now in session, took exception to a statement made by Deputy Administrator Sol A. Rosenblatt to the effect that shorts, as well as features, come within jurisdiction of the code's 10 per cent elimination clause. Referring to Rosenblatt's speech at the M. I. T. O. meeting in Philadelphia last Thursday, they pointed out that Part 6 of the exhibition section of the document specifies that the provision only applies to features.

"Road to Life" at 5th Ave.

Under its new policy of weekly change and reduced admission, the Fifth Avenue Playhouse will show a revival of "Road to Life" starting Thursday.

M-G-M Film Re-titled

"Fugitive Lovers" is the final title for the M-G-M transcontinental bus story formerly known as "Free, White and Desperate." Robert Montgomery is starred.

THE INDUSTRY'S DATE BOOK

Today:

Convention of M.P.T.O. of North and South Carolina, Hotel Charlotte, Charlotte, N. C.


Dec. 15: Open meeting of Allied Theater Owners of Minnesota and Dakotas, Radisson Hotel, Minneapolis.

Dec. 19: Adjourned annual convention of Allied Theater Owners of New Jersey and New York, Sherry Theater, Trenton, N. J.

Dec. 31: Motion Picture Salesmen's twenty-eighth annual New Year's Dinner-Dance, Hotel Plaza, New York.


Kandel Closes Foreign Deal

M. J. Kandel has just closed a long-term contract whereby Edwin Miles Piedman of Films Red Star, Paris, will handle exclusive foreign distribution of all product, present and future, of Ideal Pictures, Prosperity Pictures and Olympic Pictures.

IN PREPARATION

"Counter Attack"
"Companionate Baby"
"On Margin"
"Love or Money"
"Murder Isn't Necessary"
"I Love You Best"

STAGE & SCREEN PRODUCTIONS

THE ST. MORITZ ON-THE-PARK
50 CENTRAL PARK SOUTH, NEW YORK

These Celebrated Film Stars

THE ST. MORITZ ON-THE-PARK
their NEW YORK home

JOAN CRAWFORD
HILAR COOKE
A. J. CRANE CHERVALLIER
JONES CARRIER
JADY CHRISTIAN
NANCY CARROLL
AMONG OTHER NOTABLES ARE:
VICKI PAUN
GILBERT K. CHESTERTON
JOHN LUXNER
AMELIA EARHART
JIM HAMILTON
JOS HOFFMANN
MR. & MRS. JOHN M.
JIM LONDON

LILIAN ROND
MONT BLU
HARRY BANNISTER
JUDITH ANDERSON
BEN BARD
DAN BLONDEL

YVONNE ORMANDY
J. B. PRIESTLY
CORNELL
TIL SCHMIDT
JULIAN STREET
GENE TUNNEY
LOWELL THOMAS
MARY WIGMAN

RATES:
Single $3.50-$5; double $5-$7; suites from $8 to
ATTRACTIVE WEEKLY AND MONTHLY RENTALS

MODERATELY PRICED APARTMENTS FURNISHED OR
UNFURNISHED AVAILABLE NOW

DIRECTION: S. GREGORY TAYLOR
The next best thing to giving him a job

- Gone are his days of putting in a brisk eight hours of work...of coming home to a happy wife and family...of candy for the youngsters...a little surprise for the better half.
- That man is hungry now...the landlord’s on his neck...his savings gone...and friends of yesterday hurriedly pass him by. He’s down and out.
- He envies the street cleaner his regular weekly check.
- All that’s left is hope...and the Film Daily Relief Fund...which gives and tells no secrets...gives without reproach.
- The finest thing you can do this Christmas is to

send your check to the

**F I L M  D A I L Y  R E L I E F  F U N D**

1650 Broadway

Johnson won't have right to veto acts

(Continued from Page 1)

administration of the Motion Picture Industry Code," stating that the Administrator would not in any sense be a court of review of the actions of the Board of Control or the Code Authority or the regional boards and committees, but would merely have the right to inquire generally into the conduct of the mechanism of the code. The producer group had protested against the Administrator having the right to veto actions of the Code Authority or boards and to remove or appoint members thereof.

A change in the rules governing writers also is included in the statement, which says that the provisions eliminating writers from the code's anti-raiding and salary control were construed to include only writers not employed for definite periods, and that all new writers hired for stated periods would come under Section 6 of the Executive Order, which states that the code's provisions would be suspended pending an investigation.

The meeting with Johnson on Saturday was the result of the White House conference the day before. The Administrator explained that the White House meeting brought about the fact that those parts of the Executive Order depriving the Code Authority of its powers were the bone of contention. He said it never was the intention to review everything done by the various boards, but the NRA will simply check the activities of the Code Authority.

Immediately following the conference and before issuance of the Johnson statement, Will H. Hays said: "The result of the conference is evidenced by General Johnson's memorandum attached to these parts of the Executive Order were considered and the conclusion is very satisfactory."

Johnson spoke to newspapermen and Hays said that the meetings were "very friendly discussions." He seemed in good spirits, and so did the film leaders who had conferred with him and his aides.

Coming and Going

ARTHUR L. BERNSTEIN, general manager of Jacko-Globe Productions, has returned to Hollywood from Florida.

JOHN M. STAHL is expected in New York this week from the care-taking of his late brother, Will H. Hays.

CLARE TREVOR, Fox player, is on her way west from Hollywood.

HERBERT T. SILVERBERG, film attorney in Buffalo, N. Y., is in New York for a few days.

GEORGE OPPENHEIMER of the Sam Goldwyn editorial office has arrived in New York from the coast.

Cecil B. DeMille left Hollywood Saturday for a business and vacation trip.

He will spend a few days in Washington and then come to New York to look over stage players for the roles of Marc Anthony in his Paramount production, "Clips of a".

WARNER Club members, plus their friends, are pepped up for the fifth annual banquet and ball scheduled for the Waldorf-Astoria, Jan. 20...Al Schwalberg, president of the outfit, and Harold Rodner, its managing director, are in charge of the plans...In addition to the nationally-famous Oscar, entertainment of a de luxe character will be furnished by stars of the stage, screen and radio and there will also be dancing...Steve Trilling, vice-president of the club, is in charge of entertainment arrangements and is lining up scouting talent, no less.

A BENEFIT performance to aid the wife and parents of Richy Craig, Jr., stage and screen comedian who died recently, will be held by friends of the late star Sunday, Dec. 17, at the New Amsterdam...Max Gordon has donated the theatre...Eddie Edlordi starr ed in a sadistic dramatic presentation the other night.

M-G-M had a swell time paying off 800 Navajo extras at the coast studios last week. They had appeared in "Laughing Boy"...They brought the idea of finger-printing the red men and squaws...so 800 Indian Thumb-prints were registered...our correspondent does not divulge the secret of how they registered the Indian equipment, etc...maybe they took the horses' shoe-prints...and, who can tell, the papooose sat at the bottom of each contract.

AND, SPEAKING of Injuns..."Antini Nizzani" is none other than our darling Lupe Velez..."Chief Segrini," was one of the heel big spokesmen of the Navajos, gave the title to the star upon the completion of the film.

Regarding the Executive Order, Johnson said it was rewritten fol lowing a meeting with some independ ents, explaining that Colonel Lea had recommended the order. This was believed to mean the meeting with the Allied group at which time Lea asked the Department of Justice for an opinion on the code. Johnson also told newspapermen that some independents had claimed Rosenthal to be biased, but that he, Johnson, had subsequently found this not to be true.

Before the conference with Johnson late Saturday, Richberg had a lengthy confab with him. Rosenthal also was thought to have met with the producer group outside of the NRA building earlier in the fall.


Rosenthal left last night for Charlotte, N. C., to address the M.P.T.O. convention today.

The "Vernon Duke" by Ray Johnston follows:

"The administrator constructs numbered paragraphs 1, 2 and 3 of the Executive order of the President on the Motion Picture Industry Code, as not creating any right of appeal from the determination of the Code Authority under Section 4; Article V, Division 9, Article V, 9, of the determination of the boards set up in Article VI, or in any sense creating the Administrator as Court of Review of the actions of these boards or the Code Authority in individual cases. These paragraphs refer to the right of the Administrator to inquire into the general course of conduct of the mechanism of the code.

"The Administrator will exercise his discretion under Paragraphs 2 or 3 of the conditions incorporated in the executive order in accordance with the recommendation of at least a majority of the voting members of the entire Code Authority and the successor of any person removed under the conditions of said Paragraph 2 shall be appointed in the manner provided in Article II, Section 12, subdivision (1) of the code.

The provisions of Section 5 of the executive order are interpreted to include only such writers, authors and dramatists as are not employed for stated periods by producers. All writers, authors and dramatists employed by producers for stated periods shall be included under Section 6 of the said executive order.

"It is recognized that, based on the foregoing construction of the executive of the Administrator's authority conferred upon him, the said executive order, the said producers and distributors have given their consent to the code as approved.

5 Weeks for Yiddish Film

"Laughter Through Tears," Soviet Yiddish comedy from the novels by Sholom Aleichem, is holding over for a fifth week at the Acme theater.

Code for Everyone--Help Needy Film Folk

(Continued from Page 1)

in months—years. Who would work any number of hours each week if he could only find a job. Help him over the rough road, he'll push through and make good, but he needs YOUR assistance until the sunny days of him and his family again. More checks arrived Saturday. Still more must come in tomorrow. See that yours is among them. You'll feel better for doing it.

Regular Fellows

Harold B. Franklin
A. M. P. A.
Charles C. Lockwood
Jack Cohn
Ray Johnson
John C. H. Flinn
Arthur Godfrey
William R. Ferguson
Hattie M. Hecht
Sara Carnochan
Samuel Ringel
Automatic Devices Co.
Irvine Jarnell

Richards--Achievement: In Michigan Allen Report

(Continued from Page 1)

is summarizing the benefits of the organization under his leadership when he is challenged by one or two position groups, as follows for the past season:

Management and film exchanges to continue to serve ten cent admission house.

Agreement with exchanges eliminates competition of J. M. A. Auditorium at Film

Sending of $2,000 from Michigan finance fund for other Washington representations.

Agreement with Butterfield circuits to continue present protection clauses, abandoning confusion.

Maintaining all Michigan theaters one dollar minimum wage, national.

Exemption of theaters from the three per cent sales tax, on retail sales, and defeat of the administration's two percent on gross sales of defeat of local censorship in Grand Rapids.

Preparation of agreement on elimination of double billing price maintenance in metro areas.

At the opening business session of the conference in Grand Rapids, speakers will include Abram P. Myers, Sidney E. Sarn- von, Fred J. Harrington and others.

18 Iowa-Neb. Houses

Acquired by Blain

(Continued from Page 1)

and Strand, Waterloo; Capitol at Princess, Sioux City; Capitol at Rialto, Newton, and Capitol at Majestic, Grand Island, Neb.

Many Happy Returns

Sally Elfers

Gilbert Rolando

Dec. 11

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Dec. 11
Seattle—Al Rosenberg of this city was elected president of Allied Amusements of the Northwest at the annual convention here. Vice-presidents elected were Arthur Bishell, Spokane; W. G. Ripley, Kelso; Leroy Johnson, Seattle. Jim Hone was again named secretary. A committee was appointed to study the code.

Chicago—James C. Petrillo, president of the Chicago Federation of Musicians for the last 11 years, has been re-elected. Carl A. Baumann was returned as vice-president, and Henry Kaiser as treasurer. Edward A. Benkert was elected recording secretary.

New Orleans—The Liberty closed this week. House may reopen soon under new owners.

New Orleans—Ralph Peckham, Mayfair representative back again on business, announced that Nat Baskett, former St. Louis film man, had opened the Kansas City Film Exchange and would represent Mayfair in that territory. Baskett is to open a branch in Omaha.

Boston—“Road to Ruin” has opened at the Majestic for an indefinite roadshow run. Floyd Bell is doing publicity on this First Division release.

Boston—Harry Goldman is in charge of Weldon Pictures here while Harry Kaufman is in St. Louis with “Damaged Lives.”

Hartford, Conn.—The Princess has opened with “Road to Ruin.” Martin Kelleher, formerly First National executive here, is manager.

Detroit—W. H. Green, new publicity chief for the Brown Enterprises, local circuit, is back on the job after seven weeks in the hospital following an operation. Green is promoting the opening of the new Belmont, Highland Park on Thursday.

Bradford, Vt.—Before closing, the Colonial was transferred from H. M. Smalley to George H. Jenkins.

Brockton, Mass.—A name contest conducted by M. J. Perlstein has resulted in the Majestic being dubbed the Modern.

Milwaukee—Dougal Mack, leading man for the O'Shea Players at the Davidson theater here for the past six months, has received notice from Warners to report in Hollywood for a screen test.

Baltimore—Joseph Brodie, owner of Brodie’s theater, recently boosted admission prices at his house to 15 cents for adults in the afternoon.

Galax, Va.—The Galax theater is now being operated by Bernard Depkin. He took it over from P. M. Goto.

Des Moines—The Star, second-run here, is closed for the installation of new sound equipment.

Negaunee, Mich.—Delft Theaters, Inc., of Marquette, have taken over the Vista here from J. J. Rytkenon.

Calumet, Mich.—The village of Calumet has taken over the Calumet theater here and will operate the house full time after Dec. 25. It was formerly operated by F. J. Martin.

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Must They Bring Cushions Along?

- Theatre goers are comfort lovers. If they drive to your theatre in automobile comfort, will they sit contentedly on hard, lumpy, worn-out chairs?

ASK US,

“How can I reseat my theatre economically?”

American Seating Company

Makers of Dependable Seating for Theatres and Auditoriums

General Offices: Grand Rapids, Michigan

BRANCHES IN ALL PRINCIPAL CITIES

Showing World Fair Film

“A Century of Progress,” five-reeler in black-and-white and color, will be shown the night of Dec. 14 at the Brooklyn Institute of Arts & Sciences by the photographer, Herbert Johnson, of Eastman Kodak. A panoramic two-reeler by Johnson was picked as one of the ten best amateur films of the year by the Amateur Cinema League, Inc.
**ALICE IN WONDERLAND**

with Charlotte Henry as "Alice"

Page 1 of 10 mins.

_**STRICTLY JUVENILE ENTERTAINMENT WITH CLEVER CHARACTERIZATIONS ITS GREATEST ASSET.**_

_The Mad Hatter, the March Hare, the Queen of Hearts, Humpty Dumpty and all Lewis Carroll's immortal characters come to life in astounding likenesses in this feature that will appeal to every child who has heard, or read, the fantastic story of "Alice Through the Looking Glass." Great care has been taken in make-up, costumes and scenery. The dialogue is somewhat stereotyped and spoken in a monotone by all with the exception of Ned Sparks as the Caterpillar and W. C. Fields as Humpty Dumpty. The action is disjointed and lacks continuity. Little has been done to brighten up the dialogue which tends to confuse rather than explain the rapid sequence of scenes. Charlotte Henry's debut on the screen is not very impressive._

**Cast:**
- Alice: Charlotte Henry
- Richard Arlen
- Ates, William Austin
- Billy Barty
- Mission, Harry Clark
- Cooper, Jack
- Ekezlan, Leon Errol
- Laza, Wally
- Lupton, Baby
- Littlefield, Mac Marx
- Naughton, Charles McNaul
- Moran, Jack Oakie
- O’Byrne, Patsy
- May, George
- O’Hara, Mary
- Owen, Edward Arnold
- Grace, Joseph
- McLeod; Author, Lewis Carroll
- Screen Play, Joseph L. Mankiewicz
- Cameron Menzies; Music, Dimitri Tiomkin
- Technical Effects, Andrew Jonsson
- Direction, Fair Photography, Fair

**A Symbol**

_The Yale log—symbol of Christ- mas through the ages. On the New England holiday, the mantel wreath the doors, and misery and squalor were forgotten in the cheer of the boat’s head and was- sail._

Customs change, but the Christmas spirit is ageless. Today millions ex- press it by the purchase of Christ- mas Seals—the penny stickers that fight tuberculosis—still the greatest public health problem. Your pennies will help.

**BUY CHRISTMAS SEALS**

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**Tabloid Reviews of FOREIGN FILMS**

_**DIE GALAVORSTELLUNG** ("The Great Performance"), in German; produced by Monogram Film; directed by Friedrich Zelnik; with Alfred Abel, Reinhold Bernt, Leonhard Steckel, Karl Harbach, Leo Stein, Charlie Ruggles, Theodor Teschner, Max Adelbert, Margot Walter, Walter Stelazk, Carl Stepanean, Arthur Hall. At the 7th St. 
Entertaining mixture of mystery, comedy, music that moves along at a nice pace and will keep any German audience very much amused through.

_"IO . . . T U . . . Y . . . E L L A"_ in German; produced by Fox in Hollywood; directed by John Reinhardt; with Cataline Barcena, Gilbert Roland, Rosita Morena, Mara Marrs.

_Based on the novel, "Mujer," by Maria L. Sierra, this is an entertaining drama about the interpreter who forgives. Excellent cast and production._

**Transcription Studios**

_Prepare for Television (Continued from Page 1)_

_tagion scenes, and the transcription portion of the code provisions covering non-theatrical competition. He specifically has in mind a situation at Oxford, Tenn., where R. X. Williams, exhibitor, has opposition from a theater operated by the state uni- versity there. Since this university theater is charging admissions and is inviting the public in, it is in regular competition with the Williams house, Lightman will declare, and should come within regulation of the code machinery._

**Seek Legit. Code Change On Sale of Film Rights**

At a meeting of the Legitimate State Code Authority on Dec. 18 action is to be taken on the clause in the theater code relating to the sale of film rights to plays. This clause, if ratified, would permit managers to share in the profits from the sale of any feature for the playing run for three consecutive weeks in New York, as now required by the 12-page agreement. The dramatists would also receive certain conces- sions.

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**8 FILMS TO START AT WARNER STUDIOS**

_Continued from Page 1_  


_First Allied Code Move Aimed at Cleaner Films_  

H. M. Richey, Al Steffes, Sidney E. Samuelson and other national Al- lied leaders will be present. Some of these new units, which have never approved the code, are still insisting that exhibitors do not come under its jurisdiction._

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**NED WAYBURN INSTITUTE OF DANCING**

_and Radio Broadcasting School_  

Studio F2, 625 Madison Avenue, New York, N. Y.  
(8) in 5th, 8th, 9th Sts. Tel. Wickersham 2-4300
of Monogram; W. S. Butterfield, head of the Butterfield theater interests in Michigan, and Herman Gluckman, president of Majestic Pictures. Their statements, embracing some good trade suggestions as well as giving views on the coming year, follows:

Good Films Plus Adv't'g

By JACK COHN

EVERY indication for the new year is so promising that it affords greater encouragement than has been apparent in a long time. If the process of recovery continues at the present rate 1934 should prove a banner year, not only for Columbia but for the industry as a whole.

The public is keenly interested in the national as well as the local events. Unemployment is still an important problem. As the industry grows, so will the need for more activity in the motion picture industry.

First, the production of more truly great films.

Secondly, an awakening among exhibitors to the helpful power of aggressive and progressive advertising.

This is demonstrated by the fact that during the last two years the public has shown a tendency to shop for entertainment and to patronize paying numbers only those pictures which have given adequate value for the admission prices. There will be no change with the return of good times—the public will continue to demand values.

However, no matter how good the product made responsive to this demand, the exhibitor cannot extract its full box-office value without letting the public know that it is available. This means that he is vendering quality pictures. The combination of good product and extensive advertising will correct every situation confronting the industry. This calls for greater cooperation on the part of the producer after completion of his picture. In this connection I recently suggested that producers create a school of showmanship by having advertising, publicity and exploitation experts available to advise exhibitors concerning their problems whenever important conventions of theater owners invite such cooperation. Columbia is not only willing to do this, but for its own good will be glad to send an expert to demonstrate proper merchandising methods.

This idea was the outgrowth of disclosures incidental to a nationwide survey of the effect of Blue Laws on the industry. I believe that its future development rests with the smaller towns. In these the value of a theater ownership is greatest owing to the fact that exhibitors have largely been drawn from other fields of activity and left to shift for themselves. It is here, too, that Sunday closing is most felt, restricting theater operation to about 85 per cent of the available time. The 15 per cent clipped off by arbitrary Sunday closing shuts down the theaters on the day most convenient and available for country trade and when patronage ordinarily is greatest.

Reference to NRA suggests a final word on that score. It represents one of the ideas conceived by our President for the national good, and as such should be given full support by our industry to afford every chance for its success. Shortlisted individuals within the industry have overlooked the fact that the NRA has a mighty task to perform, and have devoted more nervous energy combating its various features than would be necessary to assure it a fair trial. The best thing we can all do for the industry and for ourselves is to get behind a NRA and build it up. This done, we shall have nothing to worry about for 1934.

More Novelties in Films

By JOSEPH BERNHARD

IN THE beginning it was novelty that crowded theaters. First, the novelty of motion pictures themselves. When that phase had passed because of the public's always increasing taste for something better, there began the cathedral era in theater building.

For a time sumptuous decorations and rich atmosphere stimulated business. But that time was long ago. The industry has now defined itself to the new luxurious home of the motion picture. With keen theater competition to enlighten, patrons they no longer have to search for the novelty of gorgeous surroundings. But novelty entertainment is still elusive and often times remote.

Sound was hailed as a new force in 1928. But five years of sound have taught the device has long passed its novelty period. An ever-wiser public still selects the best and ignores the others.

In lieu of making a prediction for 1934, I would like to make a wish—a wish for the continued succession of pictures like those which formed the backbone of Warner Bros. 1933 product.

It means giving a jaded public the novelty element in comedy and drama which is lifeblood to the theater.

Our business is like any new business; it grew so rapidly, and so many different factors were involved in the fact that no code of ethics has in the past 30 years been worked out to any great extent by the business, and until the producer, distributor and exhibitor understand their relationship and work for all interests, our business will be nobody's business.

To my way of thinking, there are too many theaters of all classes, but this can only be adjusted by the three interests, and we all know that in any other business, such as building, banking, real estate business and even the banks of this country only adjust themselves when they eliminate the surplus of overproduction.

As for the industry under the NRA, it naturally will improve and become better rapidly, for the NRA has a tendency to make the three interests meet each other and become more in accord, and it is only knowledge and understanding which gives us the insight to correct the errors of our business.

Industry in Good Position

By W. RAY JOHNSTON

I BELIEVE that the motion picture business is in a better position this year than in any other year of its existence. I am not referring now to its financial status, but rather to its recognition of what business the entertainment should be. There have been better pictures produced this year and in greater numbers. There is no time since the talkies. This largely because production heads have now come to a realization that the story is the thing. Cast and setting provided and work are now built around a definite story. There is less haphazard shooting and when the cameras start cranking today, it is because the studio has a definite plot and definite motivation.

If the studios continue to be story-conscious, I believe the industry will come into a new era of prosperity.

Personally, I do not believe the NRA and Code will have a great deal of effect on the production and distribution of pictures, except to add somewhat to the cost due to the labor provision.

Three-Way Understanding

By W. S. BUTTERFIELD

I AM inclined to feel the 1934 prospects are very much better for an understanding between the producer, distributor and exhibitor. Our business will never be right or on the proper foundation until there is a better understanding between these three interests.

Confident and Hopeful

By HERMAN GLUCKMAN

WITHOUT any sense of false optimism and with a full knowledge of the problems facing the country in general and our industry in particular during the coming year, I may honestly say that Majestic Pictures enters the year 1934 confidently and hopefully.

Our own prospects for 1934 are excellent, and the same prospect are in store for all companies who realize first and foremost the need for sound production backed by cooperative exploitation, and second, that the more or less in proportion to the measure of confidence they enjoy from their exhibitors. The exhibitor is the key to which the future security of the entire industry.

I have confidence in the ultimate good-to-be-achieved by the Motion Picture Code, always provided that the exhibitors, the theater owners and the theatre owners will cooperate to get our product.
WARNERS TO NET $100,000 IN NOVEMBER QUARTER

A. C. BLUMENTHAL HEADS POLI-N E. CIRCUIT

Col. Cooper, Arthur Lee, Freuler Join Optimists on '34

Prosperous Year is Seen
for Canada—Upswing
For U. S., Too

Canada joins the U. S. in predicting better results during 1934, the spokesman for the Dominion outlook being Col. John A. Cooper, president of the Motion Picture Distributors of Canada. Two others whose optimistic views join the several already published in the annual series for THE FILM DAILY (Continued on Page 5)

EXHIBITS OF CAROLINAS
ENDORSE M. P. CODE

By MARY BROOKS PARKHAM
FILM DAILY Staff Correspondent
Charlotte, N. C.—Explanations and endorsement of the motion picture code featured the annual convention of the North and South Carolina Theater Owners' annual winter (Continued on Page 5)

Rocky Mountain Ass'n
Meets Dec. 19 in Denver

Denver—Annual convention of the Rocky Mountain Theater Owner's Asso. will be held at the Brown Palace Hotel Dec. 19 and 20. This meeting, a postponed affair, that was held off on account of the code, will be devoted strictly to business. No registration fee is being charged this year.

Warner Management Upheld
By Directors at Annual Meet

Indiana Theater Owners
Hold Convention Dec. 19

Indianapolis — Associated Theater Owners of Indiana will hold their annual convention Dec. 19, at the Claypool Hotel. Principal topic for discussion will be the film code.

The 1934 Film Daily Year Book Is A Liberal
Education in Pictures.—Adv.

Monogram Signing Code
Monogram Pictures will sign the motion picture code, and in fact already has gotten into operation in its home office and studio. President W. Ray Johnston announced yesterday.

YOUNGCLAUS SETTLES
SUITE OUT OF COURT

Lincoln, Neb.—Arthur F. Mullen, national Democratic committeeman yesterday effected a settlement in the restraint of trade action brought by William N. Youngclaus, Madision exhibitor, against the Omaha Film Board of Trade and 12 national distributors. Action which was for $250,000 was an aftermath of zoning and protection suit brought by Youngclaus last year. The amount of the settlement was not revealed.

New Ohio Exhibitor Unit
To Cooperate Against Tax

Columbus—The new Independent Motion Picture Exhibitors of Ohio will cooperate with the M. P. T. O. of Ohio in the fight for repeal of the state amusement tax, it is indicated by members of the latter organization. A delegation from the new unit attended the M. P. T. O. a series of state-wide meetings.

G. W. Erdmann of the Cleveland (Continued on Page 5)

POLI NAMED TREASURER,
SAGAL TO BE GENERAL MANAGER

New Haven — Poli New England Theaters yesterday announced completion of its reorganization with A. C. Blumenthal as president, S. Z. Poli as treasurer and Lewis M. Sagal as assistant treasurer and general manager.

The new company recently took back from Fox, 14 theaters in Connecticut and 4 in Massachusetts.

CODE IS APPROVED
BY UNITED ARTISTS

United Artists now approves the motion picture code, following the example of the producers in Washington, Al Lichtman, vice-president in charge of distribution, stated yesterday. With this company now registering its okay, all organizations identified with the Hays association are signatories.

Samuel Goldwyn, who emphasized (Continued on Page 6)

90-Day Trial for Code
Agreed by Independents

The Federation of the M. P. Industry has informed President Roosevelt that it is willing to subscribe to the industry code for a period of 90 days in order to observe its results, President P. S. Harrison disclosed yesterday. Its members (Continued on Page 6)

BUTTLING WINS HOBBS FAME

Hallidell Hobbs has achieved fame as a player of better roles. Within the last week, three magazines, including “Time,” called THE FILM DAILY for information on Hobbs and his butting record.

The Annual Film Daily Year Book Has An
Established Reputation For Accuracy.—Adv.
Coast Cameraman Elect Estabrook Gen'l Manager

West Coast Bureau of THE FILM DAILY

Columbus—At the first meeting of the new M.P.T.O. of Ohio, steps were taken toward a new constitution and by-laws with the appointment of a committee consisting of W. A. Finney, Max Stearn and P. J. Wood. The latter, re-engaged as business manager of the organization, was named to draft an entirely new constitution. A legislative committee was named comprising J. Real Neth, W. A. Finney, Henry Sieherson, Sam E. Lind, Martin G. Smith and Wood. Max Stearn was made chairman of the finance committee.

Elise Pohrnageh Dies

Elise Pohrnageh, secretary to S. Charles Ellsfield and for 14 years in the employ of Warner Bros., died Sunday following a throat operation. She was married and is survived by her husband, Arthur Manner, and her parents. Services will be held tonight at 3:45 at Yorkville Memorial Chapel, 332 East 86th Street.

Del Ruth Ends 10 Years at W. B.

West Coast Bureau of THE FILM DAILY

Hollywood—Roy Rel Ruth will shortly conclude a 10-year association with Warners and will leave for a long rest in Europe, his first vacation in that time. Contrary to report, the director has not signed a new contract and does not contemplate signing for the present.

FINANCIAL

NEW YORK STOCK MARKET

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NEW YORK CREDIT MARKET

Technicolor | 9% 81/8 9
Trans-Lux   | 1 1/4 1

NEW YORK BOND MARKET

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Loew 41/4w 81 81 81 81 81
Paramount 41/2w 81 81 81 81 81
Par. 51%50 27 26 26 26 26
Warner's 639 41 40 40 40 40
N. Y. PRODUCE EXCHANGE SECURITIES

N. Y. Produce Para. Pablics | 1 1/4 1 1/4

Dressler Film Re-Titled

M-G-M has changed the title of "Christopher Bean," with Marie Dressler, to "Her Sweetheart."
The Newest—Smartest Snappiest Thing in Screen Entertainment

P. A. Powers Presents

COMICOLOR CARTOONS
Musical Cartoons in Color

Real Headline Attractions

Succeeding Subjects to be Selected from The Following Stories Now in Preparation.


World Famous Fantasies Set to Symphonic Music, Rhythmic Lyrics and Presented in Full Color Cartoon Comics — First Subject:

"JACK AND THE BEANSTALK"

by UB IWERKS

Territorial Rights Now Available

CELEBRITY PRODUCTIONS, Inc., 723 Seventh Ave., New York
**COOPER, LEE, FREULER
OPTIMISTIC ON 1934**

(Continued from Page 1)

YEAR BOOK are Arthur A. Lee, vice-president of Gaumont-British Picture Corp. of America, and John R. Freuler, president of Monarch. The three statements follow:

Canada is Looking Up by JOHN A. COOPER

With regard to prospects for 1934, Canada's hopes are high. There is a strong feeling of optimism although we have no NRA. A comparison of all indices such as sales, experts, balance of trade, employment etc. indicate an increase in business of about 30 per cent. Our credit standings and building permits are the only items which do not show this increase. The motion picture business depends upon two factors, national income and national employment. Our national income has been going up since February, and our national employment has shown a small but steady increase since May of this year. The theaters have shown increases in attendance. Therefore everybody looks forward to 1934 with considerable hope.

Canada is prospering with the improved position of the Canadian dollar, so our remittances to the United States have been up by about 15 per cent higher than in 1933. As the Canadian dollar is now at a slight premium in New York it means a good deal to the people who sell pictures to this country.

The steady decline in the number of theaters has stopped and quite a number of closed theaters have been re-opened during the last four months.

**More Internationalization by ARTHUR A. LEE**

The coming year should see a further upswing in motion picture business, its degree of ascent gauged by the further application of President Roosevelt's Recovery Program and the extension of the NRA. The industry, unified by the code, will augment its bid for public support with productions drawn from the world's production centers. The year, I believe, will find a further breaking down of the alleged prejudice against imported films, with theater owners and the public extending a hearty welcome to meritorious product regardless of its source. Encouragement of this development will help strengthen and solidify the industry throughout the world.

Test of the "New Deal"

By JOHN R. FREULER

The year 1934 will, I feel, be the testing ground of the "new deal"—when the motion picture code will be given the benefit of practical experience as opposed to the theoretical projections of 1933. I believe a majority of those engaged in picture making during 1934, realizing the necessity for producing within the earning ability of the individual picture, or of the average of a series released, will conduct their affairs on a firm business foundation—while past experience points to the necessity for a balance of official power that will assure the genius necessary to real entertainment and artistic endeavor.

Barring further internal upheaval, the best means lie for a stable and independent control—as well as any protracted code disturbances—business, if left to work out its individual problems henceforth, should function soundly and sanely in the interests of major and independent producer, distributor and exhibitor alike.

**Morrison Says Studios Not Developing Names**

Studies are failing to develop "names" which are badly needed for the business. Lee Morrison, Coast agent, yesterday, following his arrival in New York for a 10-day conference, stated that the market for leading men and women, Novels and plays continue to be sought by the studios in preference to original, said Morrison.

**Jimmy Durante in RKO Film**

West Coast Bureau of THE FILM DAILY reports that Jimmy Durante has been signed by RKO for "Strictly Dynamite."
WARNERS TO SHOW $100,000 PROFIT

(Continued from Page 1)
a joint salary of $10,000 weekly, they are drawing only $5,000 and have waived rights under the con-
tract; also that for the six weeks ended March 4 they drew no salary at all.
Six directors whose terms expired were re-elected. They are Waddill Catchings, Henry A. Rudkin, Abel
Cary Thomas, Albert Warner, Harry M. Warner and Jack L. War-
ner.
John P. Laffey, former general counsel for L. E. du Pont, and who was elected to the board last year, told stockholders that he had closely looked into the affairs of the company and found that the charges of mismanagement and irregularities made last December are groundless. He said he considered the company well managed.

Film Code Approved By United Artists

(Continued from Page 1)
lies disagreed with various code pro-
visions, especially those applying to production, has not as yet officially indicated whether or not he intends to approve the document.

90-Day Trial for Code Agreed by Independents

(Continued from Page 1)
in the field will be asked to study workings of the code, especially from the angle of personnel of lo-
cal grievance and zoning boards, and report to New York headquarters. Members of the Federation’s board may meet at luncheon today.

Fred Strief Heads New Company

Cincinnati — Fred Strief, former president of the Allied Theater Owners Association here, has incor-
norated the Kenton Amusement Co. to operate theaters in Ohio, Ken-
tucky and West Virginia.

Buffalo Union Seeks Permit

Buffalo — Interstate Projectionists Union have filed an application with the county clerk of Erie County to do business under that assumed name. Those signing the applica-
tion are Bernard E. Murray, Clar-
ence Snyder, Alex A. C. Nowicki, Laverne Stickerl and Paul L. Wit-
acre.

S.M.E. Convention

Set For Atlantic City

Spring convention of the S. M. P. E. takes place at Atlantic City in May. Plans will be discussed at a meeting of its board of direc-
tors Jan. 19 at the Hotel Pennsylvania. A meeting of the society’s projection practices committee will be held Dec. 20 at the Paramount building, with Harry Rubin in charge, to further work on its re-
tor that will be submitted at the spring meeting.

The New York Section of the So-
ciety will hear F. C. Barton of RCA Victor deliver a paper and demonstration on disc recording at a meeting tomorrow night at 411 Fifth Ave.

Texas Allied Directors Named

Dallas, Tex. — Allied directors of Allied Theater Owners of Texas are announced by Col. H. A. Cole, pres-
ident, as follows: T. W. Lewis, Tex-
koma; J. D. Adams, Fort Worth; J. F. West and F. W. Zimmerman, San Marcos. Re-elected were: C. H. Cox, Gilmer; M. Dornbush, Athens; Marcus Coll, Rosenberg; Leaman Marshall, Ter-
rell; Paul Scott, Dallas; Howard Bland, Taylor; Tom Donnel, Step-
enville; P. V. Williams, Munday, and Homer Mulkey, Clarendon.

Principal Acquires Product

Nat Cherin of Principal Film Ex-
change has closed with Celebrity Pictures for six ComiColor cartoons, the first two of which are “Jack the Ripper” and the “Beau-
tiful” and “The Brave Tin Soldier.” A comedy, “No Funny Business,” with Gertrude Lawrence, "The Play of Life," "Lily" and "Laurel and Hardy," and a three-reeler, “The Sea Kill-
ers," also have been acquired by Principal.

Two Upstate Exhibs Dead

Buffalo — Charles E. Dickinson, 70, who owned and once operated the Palace in Lockport, and James
Macris, 55, owner of the Temple, Wellsville, and also formerly operator of houses in Olean and Spring-
ville, died last week.

Van Beuren Acquires 2 More

Two more Arcturus shorts, mak-
ing six in all, have been acquired by Van Beuren from Arcturus Pic-
tures for release in the Vagabond Adventure series. They are “Aging” and “The Glass Master,” made from material brought back by F. Herrick Herrick.

Brandt Acquiring Another House

Harry Brandt is understood to be negotiating to take over the Victory at West Bayside, the house, which has been operated by the Lyman in-
tereses, went dark Saturday night.

“U” British Production Gets Under Way Jan. 1

London — Production of British pictures by Universal gets under way about Jan. 1, according to S. F. Ditcham. They will be made in conjunc-
tion with Julius Hagen at the Twickenham studios, with Edgar Wallace’s “The Man Who Changed His Name” as the first story pur-
chased.

Code May Cause 70 to Lose Jobs

Denver — Declaring they cannot afford to pay the wage scale speci-
ified in the code, Harry Huffman and Frank Milton, who maintain chorus troupes at the Tabor and Rivoli, respectively, state they will have to drop the 70 girls thus em-
ployed. Huffman has posted notice and will run on a week to week basis until the matter is settled.

Allied Code Analysis Delayed

Allied’s analysis of the code, held up to await outcome of the con-
ferences held by the producers in Washington last week, will be issued after the Grand Rapids meeting to-
day and tomorrow, says a bulletin from Abram F. Myers.

THE BEST XMAS GIFT IS JOY OF HELPING

Fourteen more days—and then
Christmas. You are looking for your gift to—No? But don’t look at that
chap who has a cent to his name. Possibly his Christmas present will be a dispassionate notice. But he and
his family will not be thrown out on the street, because there is a FILM DAILY RELIEF FUND Every dollar contributed last year has helped some worthy firm mar-
out of a bad fix. The Fund need
money. Needs it NOW. Needs it for film folk who are deserving of your help. Make it a Merry Christ-
mas for all. Come across TODAY

Be Here Tomorrow

Harold B. Franklin
Charles C. Mockewitz
W. Ray Johnston
James R. Grainger
Jack Aliceoto
J. S. MacLeod
Hal Mode
David Berstein
William Marco
Jerry Cohen
Don Morrisseau
Richard Brady
Cresson Sike
Don Earle Gillette
Don Hancock
Leonard Friedman
Jay Emanuel
Ben Amsterdam
Atlantic Theaters

YOU CAN HAVE HIGH INTENSITY ILLUMINATION

In Your Neighborhood Theatre

at an added cost of less than 2 cents per hour

One More Patron Per Day Pays the Bill

NATIONAL COPPER COATED HIGH INTENSITY A.C.
PROJECTOR CARBONS

A much higher level of screen illumination than the low in-
tensity D.C. reflector are provides.

SNOW WHITE QUALITY INCREASED PATRONAGE

New Type Lamps Required Available Now

SOLD EXCLUSIVELY THROUGH DISTRIBUTORS & DEALERS

NATIONAL CARBON COMPANY, INC.
211 South High St., Columbus, Ohio
Unit of Union Carbide INC and Carbon Corporation
Branch Sales Offices:
New York Chicago San Francisco
Michigan Will Fight Any Attempts at Invasion, Convention Told
By W. G. SILLBAR
FILM DAILY Staff Correspondent
Grand Rapids—That Allied States Ass'n directors will resist the film code was indicated at a special meeting held here under Abram F. Myers, coincident with the annual convention of the Michigan Allied Theatres. "We are going to stand by the President and by the NRA," Fred Herrington declared, "but we
(Continued on Page 4)

ORIGINAL ROXY SHOWS
PROFIT FOR THE YEAR

Under supervision of Howard S. Cullman as receiver, the Seventh Ave. Roxy shows a profit of $14,521.13, after expenses but excluding interest, for the year ending Dec. 15, compared with net loss of $229.29 for the previous year, according to a report submitted to Judge Francis G. Coffey in the U. (Continued on Page 8)

Jay Means Sees Code As a 'Starting Point'
Kansas City—The code as it is at present represents a distinct improvement over the conditions that formerly obtained in the film industry, is the belief of Jay Means, president of the Independent Theater Owners here. Though it falls short of what it might have been, it is a starting point and, by modification permitted in its provisions, should eventually become a good instrument, says Means.

Australia Cuts Import Tax
Sydney — Import duty on American features has been reduced from one shilling to 18 pence a foot. On shorts (under three reels) the tax remains at four pence a foot.

Kahane, Cohen, DeMille Give Views on Coming Year

CODE AUTHORITY WILL MEET IN NEW YORK DEC. 20

Allied Leaders Indicate Resistance to Industry Code

Rosenblatt Going to Coast in January
Washington—Sol A. Rosenblatt, NRA deputy administrator, is expected to go to California in January on Government business. It is expected that this may be in connection with the investigation of salaries called for in the codes executive order. It is now generally believed that the NRA's Research and Planning Division will make the investigation of the industry called for in the executive order.

SPEAKING OF CASES---

Stranger than any fiction ever told in books or on the screen are many of the pitiful cases of destitution that come before the FILM DAILY RELIEF FUND committee each week. Take for instance the situation that confronted a former film salesman who signed Relief Fund application No. 492. Since
(Continued on Page 6)

Views on the 1934 Prospects
By DeMille, Kahane and Cohen

Ivan E. Cedar Forms Producing Firm Here
Ivan E. Cedar, European producer, has formed Ivan E. Cedar Productions, with headquarters in the RKO Building and plans to engage in production here. His first activity will probably be a group of shorts. Samuel G. Harris, formerly of Amalgamated Broadcasting Sys-
(Continued on Page 4)

Adding their views to the group of outlooks for 1934 already pub-
lished in the annual series compiled for THE FILM DAILY YEAR BOOK, B. B. Kahane, president of RKO Radio Pictures, Emanuel Cohen, vice-president in charge of Par-
amount, and Cecil B. deMille, independent producer for Paramount, today visualize what's ahead and what's needed for the good of the industry.

(Continued on Page 8)

The NRA Code for Motion Pictures

... and the duty of all to support it

By JACK ALICOATE

The motion picture industry is now operating under the provisions of the NRA code. On behalf of President Roosevelt, the Government under which we live, and the great constructive NRA movement under which we hope to carry on, it deserves a fair and impartial trial. It further deserves the wholehearted and enthusiastic support of every man and woman in this business. The code, indirectly, has already helped the industry. As far as trade practice is concerned, the business at this time is con-
siderably better off than the day the code was first suggested. Chiseling, from every angle, started to melt as code discussions became significant. Unfair practice from
(Continued on Page 5)

NRA Invites Suggestions For Posts on Various Regional Boards
By WILLIAM SILBERBERG
FILM DAILY Staff Correspondent
Washington — The Code Authority will hold its first meeting Dec. 20 in the Bar Association Building, New York, Sol A. Rosenblatt announced last night. He is to preside at the first meeting pending the election of a permanent chairman. It is thought Edie Cantor and Marie Dressler will also be in attendance, to be on hand in case any problems affecting actors arise.

No announcement has been made yet as to the identity of the third Government appointee. A rumor here to the effect that Edward Mc-
Grady, assistant secretary of labor
(Continued on Page 4)

SCHINE B. O. PRICES
10c ABOVE YEAR AGO

Increases in admission prices averaging 10 cents have been effected by 51 houses comprising the Schine circuit during the past year, George Lynch stated in New York yesterday. All theaters in the group are charging from 35 to 40 cents top at present, he said. Lynch is in New York from Gloversville with Meyer Schine.

13 Openings Reported In Chicago Territory
Chicago—Thirteen openings and three closings are reported by the Chicago Film Board of Trade for November.

19 Houses for Consolidated
Having taken over operation offive Lee A. Ochs houses in the Bronx, total strength of Consolidated Amusement circuit has now been swelled to 19 the-
aters. Ochs has five left under his direct operation.
"Roman Scandals"

In this latest Eddie Cantor musical comedy for United Artists release, Samuel Goldwyn, producer, has demonstrated that he has seen the point in keeping the extravagnazis, and Cantor proves again that he is the only musical comedian who can carry a picture of this kind from start to finish without a cloud. Cantor covering amid the patelaiad grandeur and decorative plushitude of a Roman emperor's establishment is Cantor at his leanest. The action—and there is loads of action—isn't without big laughs, while the tuneful musical pieces are just in the right quality. The story basis and trial, contributed mainly by George S. Kaufman, Robert Sherwood and William Anthony McGuire, is all swell stuff, and the directorial handling by Betty Hutton has been added zip. Pictures like this one had an audience waiting for them any time.

GILLETTE.

The NRA Code for Motion Pictures

... and the duty of all to support it

(Continued From Page 1)

every corner of the play yard has, to a great extent, migrated to other climes. No one expected the Code would strike so nervously, that was impossible. The code does represent, however, splendid compromise.

NOW that the battle is over we can't understand what all the shootin' is about. Labor is satisfied. That is important, for it was an irritating situation to handle. The little fellow seems amply protected. Providing he has just cause for complaint he will be heard promptly before an impartial tribunal. To question the integrity and honesty of the person of the Authority is to question the Government itself. It is the foundation stone upon which the industry will again rise to power and prosperity. All agree that the business was well within its rights in insisting upon itself government and regulation. The government quickly saw the point and the good ship Code again rode out what might have been a tornado.

The respect and admiration of all concerned belongs to Will Hays for his constructive and clean-cut handling of the matter on behalf of the major elements of the business. His courage, character and understanding was a great inspiration during all the deliberations. Sid Kent, a natural leader, played his commanding part as only Sid Kent can. He carried through with more friends, if possible, than ever before. Charlie O'Reily again proved the dynamic and able diplomat. Abram Myers, Ed Kuykendall, Harry Brandt, Ed Schiller fought for what they thought right, but did it cleanly. In fact all those who took active part deserve the praise of an entire industry. They were fighting the battle for all.

AS far as we are concerned, Sol Rosenblatt did a splendid, workmanlike job. His bed was far from being one of roses. In fact, for nights, three hours of rest was his allotted sleep period. Sharpshooters were at him from all sides. Politicians and their friends were arrayed against him. Nothing was as it all appeared. Ed was pledged to perform. He was always the gentleman. Always understanding. Always the square-shooter. We wondered what might have happened if the code in the hands of one less qualified.

A ND now what? To work, of course. The uncertainty is over. The code is here. Optimism prevails. Business, generally, is on the upswing. This motion picture business will play its part in the progress of these great United States. This industry has never been found wanting. It has a fine patriotic and economic duty to perform and will fully measure up to the emergency like it always does. What the industry needs most is more cooperation, an occasional helping hand and smile, and decidedly less destructive criticism. It can take care of its enemies. It has a hard time protecting itself from its friends.

SALESMEN WANTED

—to demonstrate and sell motion picture sound projectors to schools, churches, clubs, etc., on commission basis. A really promising occupation for an ambitious capable man with car and enough expense money to travel in his immediate territory. Motion picture experience valuable, but not essential. Address—General Manager, 1111 Center St., Chicago.

Poli Circuit Not Going To Loew for the Present

Poli New England Theatres will continue to operate its circuit "for the time being," stated A. C. Blumenthal, president, yesterday in New York. Reports from authori-
tative sources, however, persist to the effect that later Loew will take over management of the group. The circuit, inflated $2,439,104 last week, Blumenthal told THE FILM DAILY.

Audio Makes A. T. & T. Xmas Film

"The Other Christmas Tree," a one-reel Christmas fantasy for the kids, has been completed by Audio Productions for A. T. & T. Carlyle Ellis directed.

Stanley Company Reports $2,439,104 Loss for Year

Stanley Company of America, Warner subsidiary, reports net loss of $2,439,104 for the year ended Aug. 26. This compares with loss of $1,745,333 the previous year.

"UP! To Make Costume Film
 West Coast Bureau of THE FILM DAILY

Hollywood—Universal will revive the costume picture cycle by producing "Elizabeth and Mary," and original story by Adrian Johnson dealing with the two queens, Lowell Sherman will direct and may possibly play the male lead.

Third Week for "House on 56th"

Warner's "House on 56th Street" will be held a third week at the Hollywood.
A NEW SHORT SUBJECT   

that's

a

HOWLING SUCCESS!

Remember how Leo topped the Short Subject lists with his clever "Dogville Comedies"? Remember how he followed through with "Fisherman's Paradise". They were the sensational short subject series of their day. Now he repeats with the last word in lovely lunacy!

LEO, THE LAUGHING LION

presents the newly born
M-G-M Comedy Series

"GOOFY MOVIES"

ONE ROARING REEL EACH
Talk by Pete Smith, the Mad Chatterer

FIRST DELIRIOUS
RELEASE DEC. 23d

IT'S SMART TO BE "GOOFY"!
ALLIED LEADERS WILL RESIST CODE

(Continued from Page 1)

are not going to support a code we do not believe in. Furthermore, we will keep on fighting and let the public know what is being enacted. Our very right to exist in business being challenged. It was far better for Allied to ask representatives on the code committee to walk out on the code hearings and lose than to stay in and be betrayed."

Sidney E. Samuelson expressed displeasure with the code and declared that his New Jersey unit would follow the decision made here by the Allied directors. Col. H. A. Cole declared it a shame that internal disruption has developed in Allied circles in which greater unity is needed. Nathan Yamin said he was disturbed over reports of attempts to invade Michigan exhibitor circles. Others who pleaded for unity were Aaron Saperstein, Moe Horwitz and Myers. The latter also criticized exhibitor organizations, who delegated power of attorney to persons interested in shaping the code. He will lead a discussion on the code at the convention.

Ray Branch, president of the state unit, presided at the opening sessions. Delegates were welcomed by Ernest Conlon, Grand Rapids city manager, and Allen Johnson, local exhibitor. In his annual report, Branch detailed interdiction meetings and defended H. M. Richey, Allied's general manager.

C. Ritter, national Allied, president, for his code activities. Any attempt to split the state organization will be resisted to the utmost, it was stated following a pledge of renewed support to the national Allied unit. Agitated by pleas of national leaders that the M. P. T. O., not be allowed to gather a foothold in Michigan, members declared they no longer will be passive or permit pussyfooting, even if internal reorganization is necessary.

First day's session closed with a preview of "Roman Scandals" at the Savoy, arranged by M. P. T. O., and United Artists branch manager in Detroit.

Ivan E. Cedar Forms Producing Firn Here

(Continued from Page 1)

would be the third appointment was entirely unconfirmed. A possibility exists that a woman will be chosen.

NRA is now making preparations for the issuance of a form to be sent all distributors and exhibitors which will enable them to formally sign their consent to the code pursuant to their getting the benefits of the grievance and clearance and zoning boards.

Rosenblatt says the Code Authority and he will be happy to receive recommendations of exhibitor associations throughout the country respecting memberships on the sundry boards. At the same time, he said, he is also keeping all data that has come to him so far respecting these appointments.

Only bona-fide exhibitors and distributors will be eligible for these places. The Code Authority will see to it that "only men of the highest character in the industry will be eligible for these appointments," he said.

A total of 64 boards, two for each exchange territory in the country, each board having an impartial representative of the Code Authority sitting in as an observer, will be established. Appointment of the Code Authority, if they object to any action taken by it, will report to the administrator.

6 Mass. Reopenings

Boston—Six houses in the state were reopened, while one was closed temporarily for repairs. November, according to the monthly report of the Film Board of Trade.

The company has taken up in option on Florenc McKinney, actress.
CHRISTMAS GREETINGS

from
London
to all of our friends
in
America

THE DAILY FILM RENTER
ERNEST W. FREDMAN
89-91 Wardour Street
LONDON, W. 1.
SPEAKING OF CASES—MET BY RELIEF FUND

(Continued from Page 1)
1915, up to the time he found himself out of work in 1929, this man had worked in various branches of the industry. During the bad times of that fateful year he was among the many who were forced out of employment. His wife and three little ones smiled through the first year of his unemployment in hope that he would “soon” find another position. Day after day he looked for work. Night after night he would return and try to smile as he told his anxious wife “Nothing today.” Their savings slowly but surely dwindled.

A few months ago this man, his wife and the children walked into the Film Daily office. It was 6 P.M. They had nothing to eat since morning. In his pocket was a sheriff’s notice that they must vacate the one room in which they all had existed since poverty entered their once comfortable lives. You possibly know this man, but as well as you know him you could never picture the look in his eyes as he sobbed out his pitiful story. The Relief Fund paid his back rent that night, and made sure that the little family would have food until permanent relief could be obtained.

Application No. 559 was filled out by one cold stormy night by a former Hollywood director. A man whose name appeared on scores of main titles. Even today, even today, one would remember his name now, but to the Fund he remains Application No. 559. Things just didn’t seem to break right for this man. He directed his last picture four years ago. His savings went quick- ly on doctors’ bills. He was suffering from an illness which needed a certain diet. His friends helped him as long as they could. His illness became worse. Finally his wife was forced to return to her family for support. The man tried to go it alone but jobs were scarce and his illness robbed him of the vigor and ambition that all employers demand. The night before he applied for aid he had slept at the Bowery Mission. He came to the right place when he asked the Fund for assistance. The money you have contributed has contributed to just such a case. A room, food and medical assistance were provided.

These are only two of the incredible cases that come before the

Dual Bills in Germany
Permitted Until July

Berlin—Recent ruling of the German Film Chamber permitting resumption of double features is to expire July 31, 1934, at which time exhibitors must revert to the original order limiting shows to 2,500 meters of film.

2 Fox Musicals Starting
West Coast Haven of THE FILM DAILY—Fox will place “Bottoms Up.” B. G. DeSylva musicals.

Pizor, Mascot in Fadman Deals
William Pizor of Imperial Distribution Corp. has signed a long-term contract with Edwin Miles Fadman of Films Red Star, Paris, for exclusive foreign distribution, Mascot Pictures through Morris Goodman, sales manager, has made a similar deal with Fadman.
“HE COULDN’T TAKE IT”

with Ray Walker, Virginia Cherrill, George E. Stone

Monogram 65 mins. AMUSING COMEDY-ROMANCE WITH PLENTY OF EXCITEMENT AND SUSPENSE.

Ray Walker, Monogram’s new juvenile star, does a very satisfactory job as a care-free lad, who, because of his quick temper finds it practically impossible to hold a job for more than a day. Notwithstanding the urgings of his sweethearts Virginia Cherrill, that he settle down and become a gentleman instead of a roughneck, Ray drifts from bus driver to the prize ring and finally winds up as a process server and Federal agent. In the latter position he meets an awed gangster and with George E. Stone, another operative, he lands his prey, and gets the girl. Dialogue is well written and cleverly delivered by all. Scenes in the gangster’s apartment with Ray apparently cornered, will bring plenty of laughs. The romance is secondary to the comedy and mystery angle. Virginia Cherrill again registers very well with her beauty and talent. One musical sequence in a cabaret scene which ends with a free-for-all fight, has been particularly well directed.

Cast:

Director:
William Nigh; Author, Dore Schary; Adaptor, same; Dialogue, George Waggoner; Editor, not credited; Camera, George McKeen; Recording Engineer, John A. Stramsky.

Direction, Snappy. Photography, Good.

Stage Unit on Sparks Circuit

Jacksonville—John L. Crovo, manager of two local E. J. Sparks houses, is handling a Florida tour of this circuit for Nick Lucas, the Kele Brothers, Marty & Antoinette, Helen Thompson, Beatrice Howell and Ray Teal’s orchestra opening here Dec. 17.

Mrs. A. F. Baker Dies

Kansas City—Mrs. A. F. Baker, wife of the manager of the Electric Theater here and mother of George Baker, manager of the Newman, died a few days ago.

Paul Ash Opens Stage School

Chicago—Paul Ash of orchestra fame is establishing the Paul Ash College of the stage. Associated with him is Morris Silver of the William Morris offices. Will J. Harris, for many years producer for Balaban & Katz, will be in charge of production. Stage and ballroom dancing will be taught by John and Edna Torrence.

Lafayette, Buffalo, Adding Vaude

Buffalo—Starting Dec. 31, the Lafayette will add stage shows, according to Charles Hayman, managing director, Lou R. Latz will direct the 12-piece orchestra.

Spanish Programs in Miami

Miami—Due to the number of Cuban refugees here, the State is offering a series of weekly Spanish mattinées.

“SECRET SINNERS”

with Jack Mulhall, Sue Carol, Nick Stuart

Mayfair 70 mins.

CHORUS GIRL ROMANCE WITH GOOD CAST AND FAIR AMOUNT OF COMEDY AND DRAMA.

Nick Stuart’s bright smile and snappy performance are outstanding in this story that tells of a beautiful country girl who finds work in the chorus of a Broadway revue and falls in love with a wealthy man, only to discover that he is married and is being trailed by his estranged wife. The girl is befriended by Sue Carol, another chorine and Nick Stuart, a struggling song writer who is in love with Sue. There is a misunderstanding and the girl leaves the wealthy playboy. While out riding with another chum, there is an accident and she is rescued by the rich man and all ends well. During the film there are several musical ensemble numbers and some specialties. Jack Mulhall as the wealthy lover gives a fine performance. All other characters are well handled. The film is a bit draggy in spots, but Stuart manages to brighten up most of the dull places with his clever antics.

Cast:
Jack Mulhall, Sue Carol, Nick Stuart, Cecilia Parker, Natalie Moorhead, Armand Kaliz, Bert Roach, Gertrude Short, Eddie Kane, William Humphries.

Director:
Wesley Ford; Author, F. M. Wiegels Will; Adaptor, same; Dialogue, same; Editor, Fred Bain; Camera, James E. Brown; Recording Engineer, Tom Lambert.

Direction, Fair. Photography, Okay.

Steve Bauer Heads Night Club Ass’n

Milwaukee—Steve Bauer, formerly secretary of the M. P. T. O. of Wisconsin, and now operator of the Coconut Grove, local downtown night spot, has been elected president of the newly organized Wisconsin Protective Night Club Ass’n.

Sell Mae Murray’s Home

West Coast Bureau of THE FILM DAILY

Los Angeles—Mae Murray’s $100,000 beach mansion was auctioned off for $11,000 at a sheriff’s sale. Four other pieces of property, including a Pasadena apartment house, were bid in at $1 each.

Glenn to Manage Asheville House

Asheville, N. C.—Chester R. Glenn will manage the new house opening shortly on the site of the old Strand. C. L. & W. Theaters, Inc., leased the location for five years.

3 Weeks for “Women” at Keith’s

Boston—“Little Women” is running for a third consecutive week at the first-run RKO Keith, something that has not happened for years.

Brink Joins Majestic in Buffalo

Buffalo—Howard F. Brink, manager of the Educational and World Wide film exchanges here for 12 years, has been made sales manager for Majestic Pictures in the Buffalo district. He will be associated with Jack L. Berkowitz of the Standard Exchange.

JOIN THE REGULAR FELLOWS HELP THE FILM DAILY RELIEF FUND
industry in the coming year. Their statements appear below:

Trend to Wholesomeness
By B. B. KAHANE
CAUTION! Optimism seems to me a good gauge with which to measure any prediction of business prospects for the motion picture industry during 1934, as it will be operative under the NRA code. Paraphrasing Patrick Henry, I say, if this be a code, let us make the most of it! There have been numerous objections and criticisms of the NRA code for the motion picture industry. But that it is not right for us to prejudge how it will work. We should be looking forward to efforts toward the carrying out of the provisions of the code and hope for the best.

Business has been "spotty," and will perhaps continue to be so during at least a part of the coming year. But that only increases our responsibility and our determination to make the finest pictures ever produced in Hollywood and with that skill this industry can't lose.

It is my opinion that the trend in 1934 will be for cleaner and more wholesome in themes. Sex and gangsterism will wane and be replaced, to a marked extent, by stories of human interest, pathos, good clean fun and humor and heighten emotional influences in screen entertainment.

The outstanding success of "Little Women" proves that the public want and will patronize pictures of this type, and that of the kind accorded "Little Women" will solve this industry's problems.

Industry on Upgrade
By EMANUEL COHEN
THE picture industry is undoubtedly on the upgrade. Theaters are doing an increasingly better business and, with the pictures of better quality which must be made, the business must continue to improve.

But the industry faces in the coming year, however, is the problem of making pictures of better quality at costs which will permit a profit even in the face of the large financial stress under which we must all work.

Among production essentials, aside from the fact that pictures must be of better grade because of the code, there will have to be even more of them and the same for comedy, the extension of the comedy treatment to so-called sex stories, the creation of new kinds of musical such as the operetta to take the place of overdone back-stage stories, and a revival of the old reliable romantic love story replacing the gloriously waning gangster and horror pictures. A decided trend to costume stories also is under way, but the success of such pictures will depend on their being based on some great character, such as Cleopatra, Marie Antoinette, Queen Christina, Napoleon and Queen Elizabeth.

Unit System Upheld
By CECIL B. DeMILLE
I AGREE with Darryl Zanuck that the program picture is a dead issue. Producers should realize that the only pictures they can make money on are good pictures, and that to do this they must make pictures that are at least as good as the ones made through some sort of a central committee that can govern or control the amount of pictures produced so that the little program picture need not be continued. They are as obsolete as wooden railroad cars.

The pictures that make money are the pictures that are really creative, and the unit method of operation is the only way to achieve this. In 1931, I made this statement, which was published and answered the following day by a member of the large producers who said the unit system was wrong and that the mass production was right. What have the intervening years shown?

End of Ostrow's Experiment
REPORT from the coast that Leo Ostrow is experimenting on a plan for making a picture with major company ingredients but a much smaller cost caused President W. Ray Johnston of Monogram, which has Ostrow under contract. Johnston also stated that Ostrow's plan is to make low-budget pictures under contract, precluding his making any pictures on the side.

THE FILM DAILY

Wednesday, Dec. 13, 1933

1934 VIEWS BY COHEN, KAHANE AND DEMILLE

continuing from page 1)

HOLLYWOOD

ALTHOUGH Mervyn LeRoy finished "Heat Lightning" nine days under schedule, he did not rush the scenes. In fact, he retook one scene seven times to get the results he sought. He lost four and a half pounds making the picture.

Our Passing Show: Kenneth Macgowan, Glen Allwine, Phil Gererd, John Hammers, L. D. Lichton, Lou Ostroy, Al Kaufman, A. M. Botsford, Henry Herzelman, Manny Wolf, Joe Maltz, Lewis Foster, Morris Hurlock, Jack Sherrill, Charles Smith at the preview of "Alice in Wonderland."

Frank Melford is busy as production manager on the Jackie Coogan picture being made by J. A. Allen. Two subjects will be made during Coogan's Christmas vacation away from Santa Clara college. Production will be at the Talismen studios.

Ralph Bellamy will jump into his third successive leading role this week, when Columbia places in production "Murder at Buxford Arms," written and prepared for the screen by Harold Shumate.

Greta Meyer, now being featured in "Let's Fall in Love" for Columbia, tells the story of a bum extra who thought the Pied Piper was a drunken plumber.

George K. Arthur, popular in the silent days, has been signed by M-G-M for the new Norm Shearer picture.

Alice Brady and Frank Morgan will have been given leading roles in "My Little Chickadee," the adaptation of the stage play by Jacques Duval, soon to go into production at M-G-M studios. Adaptation is by Herman Mankiewicz and Harry Beaumont will direct.

Ken Goldsmith has bought "I Hate Women," original by Mary E. McCarthy, and plans to put it in production Jan. 10 with Jack Hulbert directing. Goldsmith also announces change in title of "Misbehaving Ladie's" to "Woman Unafraid."

Barbara Stanwyck, after a period of recuperation at Malibu, has returned to Hollywood to resume work at Warners.

Irvings Pichel is being sought by Universal to direct Gloria Stuart in her first starring vehicle for that company, "Appleby's Corner."

The Hal Roach anniversary dinner-dance was easily one of the best parties held on the coast in years. Louis M. Mayer, Will Rogers, Jesse L. Lasky, Harold Lloyd, Jean Harlow, Walter Wanger, Eddie Mannix, Theda Bara, Sam Wood, Harry Beaumont, W. S. Van Dyke, Darryl Zanuck, Frank Butler, Walt Disney, Ben Lyon, Mandel Awerbach, Harry Hammond, Beall Smith, Sam Ben, Bana, Harold Barran, Leo Morrison, Chico and Groucho Marx, Fred C. Quaiby, Bebe Daniels, Ben Lyon were among those who attended.


Kay Francis has signed a new contract with Wavers.

Walter Conolly will be featured with Douglas Fairbanks, Jr. and Colleen Moore in RKO's "Success Story."

Wallace Beery and Jackie Cooper will co-star in "Cabby," original by Michael L. Simmons, for M-G-M. Harry Rapf will produce.

Ben Bernie and his lads will appear in Paramount's "Murder at the Vanities."

Two writers have been signed by Paramount: Houston Branch, who is now adapting "Omen Bridgegroom," and Garrett Ford, assigned to "The Trumpet Blows."

Three more writers, Luther Vollmer, Louis Wheelkiznorn and Margaret Hawkins, have been added to the M-G-M scenario staff.

Hamilton McCadden's fifteenth directorial job for Fox will be "Promenade Deck," starting in January.

Una Merkel has joined the cast of M-G-M's "It Happened One Day."

Howard Higgin will direct "The Line-Up" for Columbia.

Herbert Mundin leaves Jan. 15 for London under a loan arrangement to Gaumont-British. He returns to Fox in March.

Sennett Files Petition
(Continued from Page 1)

S. District Court yesterday. Judge Caffey extended Cullman's term as receiver for another six months.

A supplementary report submitted by Alfred L. Rose of Proskauer, Rose & Poskau, attorneys for the receiver, showed that during a 25-week period from June 5 to Dec. 8, the house's profit was $86,565.40 as compared with a gross loss of $126,071.55 in the same period last year.

Cullman, in a statement yesterday, said that he will devote $50,000 of the cash on hand to pay off accrued taxes owed New York City.

Van Osten Mourned
San Francisco—News of the death of Thomas D. Van Osten on Monday has brought numerous expressions of sympathy, especially from the independent theaters throughout the state for whom Van Osten had done much good work in fighting legislation.

Vitaphone Signs Queenie Smith
Queenie Smith, stage musical star, has been signed for the two-reel Vitaphone musical comedy starring Helen Morgan.

These two writers will appear in Paramount's "Mourning at the Vanities."

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32 Reopenings in South Reflect Improved Conditions

ALLIED EXHIBS TO DECIDE INDIVIDUALLY ON CODE

Pandro Berman, H. A. Cole, Lester Martin Bullish on '34

The human, connected son

Perhaps NE>vyCCI, THUC/DAy, Alabama, ths

worth If their certain

hit-and-missing He A. Alli

splendid, doing New

ALLIED TODAY splendid, too,

THOSE body lars.

this college thing

office.

artists alive, every

IT

Internationa!

Intimate

and

scope

independent in thought

Vol. LXIV. No. 62
New York, Thursday, December 14, 1933
5 Cents

Big Brothers
... of the Relief Fund

By Jack Alicato

Today this column is pointed generally

at those who have contributed to the

Relief Fund, and specifically to that

splendid, constructive organization

by M. P. A., and its human, understanding

President John Flinn. Here is an outfit

with a heart as big as its membership.

This is not a blanket plea to contribute

a program or its weekly gesture to dim its vision

to the realization that this great industry,

too, has probably more than its share of

those in sickness and distress. The M. P. A. is doing a splendid, noble job

for the Relief Fund in gathering in dollars.

Dollars that will buy more relief

here in this industry than anywhere else.

A bow to you, John Flinn, and your fine body of men. Some we know that a few old fellows now will not forget to place gold stars on your report cards for this great unselfish work.

Those who think that no major studio

can be run without chaos or a certain amount of hit-and-missing should pay a visit to Sam Sax and his Vitaphone studio over Brooklyn way. We did, and what we saw amazed us. No time clock to punch. Strictly NRA hours. No night work. Everything on schedule. Morale like that of a college chessec section. Organized labor happy and satisfied, and adding its strength to splendid team work. Lunch rooms. Club rooms. A pat on the back here and there. Perhaps that's why 160 prints are needed of every Warner Bros. short that leaves the Vitaphone studio.

It is hard for us to see how this salary question can end any way but in status quo. A star, writer or director is worth every penny he can bring to the box-office. That is what keeps this business alive, and every man and woman in the industry knows it. If we do not pay our artists top wages, England will. Already they are raiding our studios for high class talent and the depreciated dollar continues to make it easier for them to do so. This business has more to worry about than what it pays its chief bread-winners.
He Helped the Fund; The Fund Helped Him
(Continued from Page 1)
The action of the NATIONAL DAILY RELIEF FUND. All the "sure thing" leads failed to materialize.

The next small family to support in addition to contributing to the support of his aged mother. Soon his savings were gone. His friends helped him along for a while. All through the trying days this man was earnestly seeking work. Finally, he remembered the Relief Fund to which he had consistently contributed in former years.

He was given work and his family immediately. Without funds in the bank, the Fund cannot provide a job for them. Only the film men and women who are deserving of your support. This is the time to contribute.

Build This Up
Harold B. Franklin
Charles C. Monkwitz
James K. Granger
Jack Alicezate
J. M. Mcclellan
Hal Hode
Dum Cazautzie
William Massie
Jerry Connors
Dan Mooreau
Ricco Roddy
Cresson Smith
Don Hanscom
H. M. Masters

A. M. P. A.
W. Ray Johnston
John C. Finn
Arthur Eddy
William R. Richardson
Ned Depinet
M. Dunn
William Young
Alex Waterman
Harold H. Tennesbaum
Ralph Apple
Randolph Clark
Automatic Devices Co.
Irving Samuel

Toby Guinn
Bea Amsterdam
Quiglee Publications
Val Lewton
Charles Cohen
Samuel Marris
Halsey Raines
Marvin Kirsch
Arthur Theather
Ralph Calvert
Edwin Sussman
Louis S. Sidney
C. C. Pettis
Frank Ford
Laurence Price
Frederick Knoll
Phil Ryan
Garbo Yorke

New York Stock Market
Not Open
High Low Close Close
Am. Stock 4 1/2 4 1/4 4 1/4
Columbia Picts. v/o 26 1/4 26 1/4 26 1/2
Con., Fm. Ind. pfd... 97 1/4 97 1/4 97 2
Eastman Kodak 273 1/2 272 3/4 272 1/2
Loew’s, Inc. 32 1/2 31 1/4 32 1/4
Paramount Cth. 2 1/4 2 1/4 2 1/4
Willys-Overland 33 1/4 32 3/4 32 1/4
RKO 2 1/4 2 1/2 2 1/2
Warner Bros. 2 1/8 2 1/2 2 1/4

New York Curb Market
Gen. Th. Eq. pfd... 1/4 1/4 1/4
Technicolor 9 1/2 9 1/2 9 1/2

New York Bond Market
Gen. Th. Eq. 6 1/4 3 1/4 3 1/4
Eq. 6 1/4 ctfs. 3 3 3
Loew 6s 4 1/2 w 82 80 1/4 82
Paramount 6 3/4 c 30 28 28
Par. 51/2 31/2 7 7 7 1/2
Warner 6s 61/2 41/2 41/2

N. Y. Produce Exchange Sec.
Para. Public 2 1 1/2 1 1/2

Australian Duty 8 Pence

New Australian import duty on American features is 8 pence a line foot, not "18" pence as stated through typographical error yesterday.

Milton Beecher Loses Mother
Mother of Milton Beecher of the M-M home office passed away this week.

Open Exchange on Coast

West Coast Branch of THE FILM DAILY
Tru-Simons, Inc., in downtown Los Angeles, have opened a local exchange, called the Independent Film Distributing Co., Inc.

Leon Lee on Dietz’s Staff
Leon Lee, who recently left United Artists publicity department, has joined Howard Dietz’s forces at M-M.

Metro Signs Mike Simmons
West Coast Bureau of THE FILM DAILY
Hollywood, Nov. 1 — Mike Simmons, who came recently West to help prepare "The Bowery" for 20th Century FOX, will have an office here. This week signed a long-term contract with M-G-M. Simmons incidentally has knocked out a play called "The Mad Mile". Talks in collaboration with Bernard Garber. It will be staged at the Pasadena Playhouse in January, with a Broadway showing to follow if it clicks.

Discuss Hays Office Budget

The budget covering operation of the Hays association for the ensuing year is understood to have been briefly considered at its quarterly meeting yesterday afternoon, with major company executives attending. It will be further taken up at an adjourned meeting.

John Eckols Joins Cooper-Publix
Colorado Springs, Colo. — John Eckols, formerly an RKO manager, has been made manager of the America, a Cooper-Publix house. Vaude has been added week ends.

Merger of Electrics Seen

Likelihood of a merger of all com-
munications industries is indicated, including telegraph, cable and telephone facilities in the hands of a Government body. The proposed merger was reported from Washington yesterday. The plan is now being studied in the capital.
DO NOT OPEN UNTIL CHRISTMAS!

And then, what an opening you'll get with this made-to-order holiday show—the finest family attraction on the market! Already booked for Christmas week by hundreds of "A" houses because smarter showmen don't want to limit their holiday appeal exclusively to youngsters... they want a sure-fire draw for adults too! And the one happy answer is—

JOE E. BROWN

"SON OF A SAILOR"


IT HELPS SELL THEM IF YOU TELL THEM IT'S A WARNER BROS. PICTURE
Thursday, Dec. 14, 1933

NEWS of the DAY

Bristol, N. H.—The Bristol, formerly known as the Gem, has been opened by a new owner and head of an independent circuit, E. B. Conant.

Columbus, Ga.—Willis Braswell, manager of the Liberty, and Clarence Porter, ticket seller, were slightly wounded recently when the theater was held up by three negro bandits.

Salt Lake City—Joe E. Madsen, booker and assistant office manager of the United Artists exchange, has been elected worshipful master of Kibab Masonic Lodge.

Canton, O.—Johnny Lennan, formerly identified with the Palace, has joined the Palace, Lockport, N. Y., under George R. Dols, manager. He will produce the stage shows.

Canton, O.—George Starr, formerly at Warner's Alhambra, has resigned to become business manager for Fred Hall's "Words and Music" tabled musical playing eastern Ohio film houses.

Chas. Yaeger quits Fox West Coast Denver—Chas. Yaeger, district manager for Fox West Coast, has resigned and will devote his time to selling "Bank Night" to theaters. This is his own stunt.

Albert Stetson in Salt Lake City—Albert Day Stetson, formerly of Phoenix, Ariz., has succeeded Charles Pincus as manager at the Orpheum.

Cleveland Relief Show

Cleveland.—Instead of the annual Christmas dance for the local film relief fund, plans are being made for a midnight show at the Allen on Dec. 19, with tickets at 50 cents.

Warner Managers Switch

Sharon, Pa.—John Fisher, Warner manager here, has been transferred to Ridgeway, Ed Whyte of Ridgeeway comes here as Fisher's successor.

M-G-M Releases to Jan. 12


Schaefer Pleased

Gratification at the decision of the Government to "leave unsealed the industry in the industry's hands" was expressed by George J. Schaefer, Paramount general manager and recently appointed member of the Code Author-

AIONC theo  

ACCORDING TO the Loew outfit, the first theatrical publicity tie-up ever to appear in the Baltimore "Sun" was put over by their exploitation expert in that city, Herb Morgan. While Kate Smith was at the Loew house, Herb had the plentiful radio singer appear at a children's hospital to sing a plug for the Community Chest Drive. Four-column art and a long story in the "Sun" was Herb's reward. There's something to tell your female patrons two of the best dressed women on the screen Norma Shearer and Lilyan Tashman will appear as sisters in M-G-M's "Rip Tide" which Irving Thalberg is promoting that means next year's fashions today.

DIDJA HEAR the gag about the theater manager who had six female midgets traveling around town as a bally-hoo for "Little Women"? Or had you heard it but you didn't hear about the RKO executive whose fiancée turned him down after the suggestion that "Little Women" shouldn't be made because it wouldn't sell. Speaking of gags, don't forget to attend the A.M.P.A. gathering today at the Star Theatre. Here are the list of guests which includes Forde Groce, composer, Don Hall Trio, Ham Fisher, cartoonist, Frank Parker, tenor, and Harry Goetz president of Reliance Pictures.

WARNERS are sponsoring a benefit for the Milk and Egg League and the L. A. Sanitarium for the N. Y. Tubercular Pool; the same evening, Jan. 28, at the New Amsterdam. It's a chance to see some extraordinary entertainment for a worthy cause. Wolf Kaufman titled the Yiddish film, "Laughter Through Tears," which tomorrow begins its seventh week at the Ameche... a record for the house.

THERE ARE lots of Kentucky Colonels these days, but Arnold Van Leer, Columbus producer has just been vested with a less common honor. He's been appointed a Deputy Sheriff of New York County by Sheriff Joseph T. Higgins; Kathryn Sergava, Warner's Russian "find," is headed for star-dom judging by the comments of company officials after seeing her in "Bedside." On tonight's Rudy Vallee radio program, from the coast, will be Jane Knight and Chic Sale, booked by the Leo Morrison office, which also handles Max Baer, who had a big opening at the Casino de Pareo in New York Wednesday night and starts an engagement at Loew's State tomorrow.

THAT IDEA of staging special skits as trailers for coming films, now being used by Warner-First National, is clever stuff... in the one on "Convention City" a cop interrupts a couple of safecrackers, just to tell them where the pix is playing... then a husband walks in on his wife and her sweetie, to tell them the same thing and when an acrobat, who is being balanced in mid-air, tells his partner about the picture, the latter walks out from under and leaves the former floating in mid-air.

B. A. ROLFE and his swell orchestra, heard over a coast-to-coast radio hook-up each week, have been signed by Sam Sax for a one-reel Vitaphone subject. "Should Ladies Behave" M-G-M's film which gives Alice Brady her best screen chance in a long time, has Capital booked in Boston as far as "Going Hollywood" starring Marion Davies and Bing Crosby for the week of Dec. 22... and "Dinner at Eight" starting Dec. 19. Paramount's "Aliee in Wonderland" and RKO's "Flying Down to Rio" will also be on the Main Stem Christmas-New Year's week. Ginger Rogers has decided to drop the "Ginger" from her name, but not from her personality. RKO studio officials are soliciting suggestions... the new name must make the customers visualize her as a "straight dramatic actress," according to the publicity.

NEW BOOKS

On the Art and Business of Motion Pictures

NOT KNOWING WHITHER HE WENT, by Thornton Wilder. Published by Oglethorpe University. Georgia $1.75

With a gift of literary style, an inspiration and converting the screen to the furtherance of Christian principles, and an optimistic assumption that his plan is feasible, Thornwell Jacobs has written a novel that is stimulating and provocative as well as possessed of a certain amount of dramatic interest. It is a mixture of fiction and religious thought, a bit weighted down with long sermons and editorials, but nevertheless it grips the attention and is very much worth the reading.

The story is about a Presbyterian minister who is faced with a new purpose after witnessing the performance of a movie star. So he goes to Hollywood, meets the actresses, influences her into giving up sexy films and leaving the movie capital. Later, he is asked to organize for preaching modern religious doctrine, she gives him the idea about using the screen as his medium of expression, with the two of them combining their efforts on the production of a few of the finest Christian movies. The story ends with the assumed fact that the plan succeeds. Jacobs says the idea for the book came to him after seeing Madge Evans in "Lovers Courageous.

Chadwick Brings First Print

A print of "Wine, Women and Song," first of four films to be made this season by Chadwick Productions was brought from the screen yesterday by I. E. Chadwick, president. The films will be distributed by Theatres of First Division in Western Pennsylvania, Ohio and Kentucky. Syndicate Exchange will handle the product in New York. Charles Reed Jones is representing Chadwick in New York.

F. D. Gets Animal Film

First Division has contracted to distribute the animal feature "Eat 'Em Alive."
Broadway goes Majestic!

with 2 first runs in 1 week.

AT
WARNER'S STRAND
"The Sin Of Nora Moran"
Opened Big
Tuesday, December 12th

AT
THE 7th AVE. ROXY
"The Charming Deceiver"
Premiered
Friday, December 8th

And That's Only the Beginning, Folks, Only the Beginning!


Majestic is out front—It's going to stay there.

MAJESTIC PICTURES CORPORATION
Herman Gluckman, President
R.K.-O Building : Radio City : N. Y.
REVIEWING THE SHORT SUBJECTS

Charley Chase in "Sherman Was Right"
M-G-M
17 mins.

Doughboy Comedy
Though it isn't Charley Chase at his best, this comedy has enough amusing content to serve its purpose. Not realizing that the Armistice is over, the lads continue fighting, with men from their own side. After some horseplay along the way, Charley is about to embark for home with a French sweetheart, but is yanked back repeatedly and put to work by the French authorities for unpaid bills. Finally, as he is about to really depart, the boat pulls out suddenly, with his girl aboard and Charley left on the pier.

“The Last Dogie” with James Melton
Educational
Good
10 mins.

One of the Song Hit Story series. In a cowboys’ quarters setting, a song hit, with some cowpranks on each other, do rope tricks, sing, eat, etc. James Melton, the popular radio tenor, enters and leads the vocalizing of cowboy laments. Makes an entertaining novelty.

“The Night Before Christmas”
Silly Symphony
United Artists
Aces
8 mins.

This one is a treat for the eye and ear. Santa Claus, his reindeer, toys that march, prance and play tricks on each other, and a big full of gags that are sure to please every child and grown-up, make this one of Warner’s most cartoonish. Color is fine and Christmas carols sung by an excellent quartet form a most pleasing background. It is a gem.

“Death Drums of New Guinea”
Majestic
Just Fair
29 mins.

This three-reeler will suffer by comparison with the many other adventure films released this season. Photography is far from satisfactory and the subject matter is odd; moderately interesting. Scene around the island of New Guinea; nuts built on piles, native dance and war-time headgears worn by warriors make the subject matter.

“The death drum” sequence fails to develop into anything worth while. The narrative lacks drama, the punch has been lost by the elimination of a monotone by Norma Pierce. The expedition was headed by Commander F. Strange Kelle and M. P. Greenwood Adams, F.R.G.S.

“Manhattan Clock-Tale”
with Norma Terriss, Lynn Overman, Four Eaton Boys, Eddie Bruce
Vitaphone
29 mins.

Fair Musical
A fairly entertaining, though somewhat padded, skit built around Norma Terriss, playing the part of a Broadway entertainer who trailed around from morning till midnight by a succession of British broadway entertainers. Finally she planned to buy herself a home at a night club. Here the girl is too busy to notice him much, and later after she has gone to bed, she calls him up to give him the answer. The specialties by Miss Terriss and other performers are enjoyable. Most of the scenes between them are some dull scenes.
Published in full, for permanent reference, in the coming 1934, (16th Edition) of The Year Book.

Over 1000 pages of informative and statistical data compiled by the Film Daily with the enthusiastic cooperation of every branch of the business.

There is only one Year Book of Motion Pictures and that is published annually by Film Daily. It is comprehensive and complete and is referred to as the Encyclopedia of the motion picture industry.
HOLLYWOOD

PAUL MARTIN will direct Lilian Harvey in Fox's "Lottery Lover." He recently made his first American film, "Oriental Express.

Betty Condron and Irving Weinberg, her manager, were married in Albuquerque yesterday during a 22-minute train wait while on route from Chicago to California.

John Halliday and Ruth Donnelly are additions to First National's "Registered Nurse." 

Columbia has signed Helen Flint and Nella Walker for "The Ninth Guest," and Walter Byron and Ed LeSaint for "Once to Every Woman.

Andre de Seguroa will appear in Fox's "Every Girl for Herself," formerly called "Woman and the Law." With James Cagney and Claire Trevor. Edward Gargan, Jane Sloan and William Augustin also are in it.

It is because of the three musical productions soon to go before the cameras that Fox is rushing work on the $200,000 construction work on new buildings at Fox Movietone studios. Three buildings will be constructed.

John Qualen, Rolf Ernest, Wesley Giraud and Julius Molnar have been added to the cast of Columbia's "No Greater Glory," being directed by Frank Borzage.

Louis King and George Hadden will co-direct "Order in Trinidad" for Fox. Seton I. Miller is doing the screen play.

Alan James will direct Ken Maynard in "Honor of the West," which will be the only company in work at Universal starting Friday.

George Bilson, demon polo and tennis player, now has a challenge to members of the film colony, who are ping-pong adepts. Howard Dietz, attention.

32 Houses in South

Opened Last Month

(Continued from Page 1)

Tennessee. These are the only states covered by the Atlanta board. Closings during the month included only five houses in Florida and two in Georgia. Eighteen theaters changed ownership during the same period.

Star's Ability to Act

Upheld in Court Ruling

(Continued from Page 1)

Romatic ability and not "capable only of appearing in silent films," Richard Alden, producer, has sued Irving Taplin, manager for Miss Windsor, claiming Miss Windsor didn't make good in a stage role.

England to Produce

150 Features in '34

(Continued from Page 1)

borough, 49; British & Dominions, 10.

Twenty-seven studios are now established in England, with 29 having sound recording equipment.

Staging Play, Then Film

Irvin Franklin and associates are planning to produce "Hotel Ali- mony" as a play and also film the story. Washington Pezet, who adapted the play by Adolph Phillips and Max Simon, will direct the stage production.

Casino Film for Loew's "A" Time

James Cagney's latest Warner picture, "Casino," has been booked for "A" playing time by Loew's Metropolitan Theaters.

BERMAN, COLE, MARTIN

ARE BULLISH ON 1934

(Continued from Page 1)

Owners, Iowa-Nebraska unit. Their expressions follow:

No Basis for Fears

By PANDRO BERMAN

WHEN someone came to Benjamin in Franklin to warn him that the sun was being covered by a total eclipse and that many feared it would mean the end of the world, his characteristic reply was something to this effect:

"If the Creator sees fit to put an end to the world, I wish to be found at my post in the shops." And with that he lighted his lamp and continued with the task at hand.

There's an object lesson for the motion picture industry. Nobody has predicted its end. But there have been dire rumblings and fears expressed as to its health during 1934. If everyone concerned will get down to work and be found at his post of duty, making the best entertainment possible, the eclipse will probably prove to be only a myth and the sun of prosperity will shine again.

The NRA is yet an untried and unproven experiment. But its general structure, only the actual application of it, and it is good. Let's just keep on working hard, and wait to see what will happen. Personally, I believe, the thing's going to be all right. With "Little Women," "Flying Down to Rio," "Lost Patrol," and "Man of Two Worlds," not to mention a few other really RKO hits, I can't see how RKO Radio Pictures can help but be very much all right.

Texas Outlook is Rosy

By A. H. COLE

SPECULATIVELY, for Texas, I anticipate a most prosperous twelve months. The Government is pumping a lot of money into the veins of commerce through its policy of cotton, and we are feeling the effects of it. It is very difficult to make any general prediction as to the future, so I'll have to confine my remarks to the coming twelve months. Certainly our industry can stand a little prosperity after the drastic illness it has gone through, but I believe the outlook is good for the coming season.

Brief, But Optimistic

By Lester F. Martin

AFTER all the shooting that has been going on, I must say the best thing for me to do is to keep still, except to say I am still optimistic.

Dual Wedding Bells

ST. LOUIS—Probably it's the double- and triple-courtship. William two manage- ments of St. Louis Amusement Co. cir- culated invitations up the aisle this next week. One is Bill Reid of the Lafayette, and the other is Jack Heyn of the Granada.
W. B. Will Drop Duals if Opposition Does--Bernhard

50 COSTUME FEATURES FOR RELEASE THIS SEASON
RKO Trend Away from Sex Stories, Says Merian Cooper

Flexible Program and Appropriation for 1934-35

Non-sex pictures, a flexible appropriation and concerted effort to turn out only Class A films are the highlights of RKO’s plans for the 1934-35 season, Merian C. Cooper, Radio Pictures production chief, stated yesterday in his first interview since he was taken ill on the coast three months ago. Stories made from the classics and original stories devoid of any sex theme can (Continued on Page 10)

METRO-GOLDSWINNETS
$1,326,827 IN YEAR

Net profit of $1,326,827.11 is reported by Metro-Goldwyn Pictures, Loew subsidiary producing M-G-M pictures, for the year ended Aug. 31, compared with $2,965,974.96 the previous year. Net income was $26,144,776.08, against $31,099,529.40 in 1932.

Code Authority Meeting Taking Place at 2 P.M.

First meeting of the Code Authority next Wednesday in the Bar Association Building here will take place at 2 o’clock in the afternoon. Sol A. Rosenblatt will preside.

Bernhard Says Circuit is Ready To Quit Duals if Others Do So

Burton George to Handle Ivan Cedar Film Activities

Ivan E. Cedar, European producer who is preparing to engage in film and theatrical activities here, has appointed Burton George manager of his film activities. Other additions to the personnel of Cedar Productions include Harry H. Rich.

(Continued on Page 8)

House Adopts Class Policy

Kansas City—A new policy of playing class pictures, which, because of their type, doesn’t go downtown, has been adopted by the Fox Apollo, suburban house. Type of films includes “Emperor Jones,” “Maedchen in Uniform,” etc.

PROCRASTINATION HOLDING FUND BACK

The real heart of the motion picture industry can be measured by the number of contributors to the FILM DAILY RELIEF FUND. Out of thousands who CAN send something to this worthy cause, only comparatively a few have come across during the present campaign. Inquiries show that PROCRASTINATION is the reason.

Dont say “Ill send something to—” (Continued on Page 8)

Union to Meet Again On Wage Scale Here

Following return to New York yesterday of President William Eliott of the I. A. T. S. E. and Fred J. Doppsley, treasurer, the latter will call another conference on a basic wage scale for the metropolitan territory. In all probability the meeting will be held next week. Harry Brandt heads the exhibitor group.

United Artists, With 12, Leads in Period Films Planned

In the wake of the success of “The Private Life of Henry VIII,” “She Done Him Wrong” and “The Flapper,” almost 50 costume films are scheduled to be released before the close of the present season. In a FILM DAILY survey, it is shown that United Artists heads the list with 12 costume pictures coming. M-G-M is next in line with seven. Then follows RKO with five, Paramount with four, Warner and Uni-

(Continued on Page 10)

INDIES HOLDING MEET ON CODE NOMINATIONS

Nominations for appointment to local boards under the motion picture code have been called at a meeting of the general membership of the Federation of the M. P. Industry to take place in New York in about a week or 10 days.

“Importance of our association to (Continued on Page 8)

Warnings First to Close

Film Deal With Russia

First American film deal with the Soviet Union, which recently won recognition from the U. S., has been closed by Warners, it is announced by Sam E. Morris, vice-president in charge of foreign sales. Arrangements were made through Amkino, and the initial picture to be shown in Russia under the deal will be Richard Barthelmess in “Cabin in the Cotton.”

300 "Ten Best" Ballots In

The three-hundredth ballot in this year’s “Ten Best Pictures” poll, conducted annually in new feature of The Film Daily Year Book, was counted in yesterday. A number of activities are still to be heard from and the final total is expected to top last year’s record.
G-B is Going Through With "Jewess" Film

Gaumont-British is going through with the filming of "Jewess" despite reported objections of Hitler and his alleged threat to Germany the star of the film, Conrad Veidt, and the director, Lothar Mendes, according to word received by Arthur A. Lee, in charge of the American G-B company. The picture will introduce Pamela Oster, daughter of Israel Oster of Oster Pictures, and of G-E. Three other pictures, "Turkish Time," with Tom Walls, "Princess Charming" with Evelyn Laye, and "Wild Boy," with Mick the Headliner, are now in work at the G-B studios in Shepherd's Bush.

Warner-T. & D. Deal

Entire 1933-34 output of Warner-First National features and Vitaphone shorts and trailers has been bought by the Golden Gate T & D, Inc., circuit embracing 62 houses in California. Carl Lesserman and Jack Brower acted for Warners in the deal, while Bob McNeil and Mike Naify represented the circuit.

Burly-Films for Brooklyn House

A new policy of burlesque and films will start tomorrow at the Century, formerly Shubert's Teller, now operated by Berg & Goodman. Top billing will be 25 cents. Sound equipment and public notices of system was installed by Cleveland Sound Engineering Co.

Garnett to Direct "China Seas"

West Coast Bureau of THE FILM DAILY

Hollywood—Tay Garnett, recently back from Germany, where he was with Ufa for a while, will direct "China Seas," an Irving Thalberg production for M-G-M. Clark Gable and Jean Harlow are slated for the leads.

E. H. Allen and Hammond's Confer

E. H. Allen, production manager at the Educational Studios on the coast, is in New York conferring with E. W. Hammans, another Educational executive on future production plans. Allen leaves Tuesday on his return to the coast.

Blue Law Fight in Virginia

Richmond—Proposal to eliminate "blue spots" in the Sabbath observance are among provisions now up in the legislature, which convenes Jan. 10. A lively effort is expected to be waged at the theaters to keep the right to remain open every Sunday.

FINANCIAL

NEW YORK STOCK MARKET

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NEW YORK BOND MARKET

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Ostler Dined by Fox Execs.

Mark Ostler, managing director of Gaumont-British Corp, yesterday was given a luncheon by the New York Athletic Club by executives of Fox Film. Besides the guests of honor, those at the luncheon included C. P. Shelton, Will H. W. C. Mischel, Ely Hammond, Tumaen Talley, Sydney Toddley, Charles McCarthy, Arthur Lee, Dan Mitchelmore, Edmond F. Ovick, Joseph Fincin, William Sussman, I. A. Mass, Sam Fox and M. L. Atwater.

FRANK HARLING has arrived from Hollywood and is at The Warwick.

RAGUZ and RENEE TORRES left The Ritz Tower yesterday for Hollywood.

CARL LESERMAN of Warner Bros. is on route from San Francisco.

M. FARMER calls for Europe tonight on the Europa.

BARRY CARR, columnist of the Los Angeles "Times," sails from New York today on the Santa Ana for California.


HARLEY L. CLARKE has arrived in London for a brief stay.

O'Reilly Sees Rosenblatt

Charles L. O. Reilly, who was recently appointed to membership in the Code Authority and who is also president of the T. C. C., yesterday conferred with Deputy Administrator Sol A. Rosenblatt in Washington. Subjects discussed are understood to be connected with putting the code provisions into effect. First meeting of the Code Authority is scheduled for Dec. 20 in New York. O'Reilly returns to New York today.

Tab Stage Musicals Doing Well

Four condensed versions of Broadway stage successes are now playing picture houses under sponsorship of the William Morris office, which describes their reactions as highly successful. The shows are: Earl Carroll's "Vanity Fair," "Student Prince," "50 Million Frenchmen" and "Crazy Quilt." No more shows will be tabloidized until after the first of the year, it was stated at the Morris office yesterday.

THE INDUSTRY'S DATE BOOK

Dec. 15: Open meeting of Allied Theater Owners of Minnesota and Dakota, Radisson Hotel, Minneapolis.

Dec. 19: Adjourned annual convention of Allied Theater Owners of New Jersey, Stacey Theater, Trenton, N. J.

Dec. 19: Annual convention of Associated Theater Owners of Indiana, Claspool Hotel, Indianapolis.


Dec. 20: Code Authority holds first meeting in New York, at the Morgen BUILDING, New York.


Dec. 31: Motion Picture salesman's twentieth annual New Year's Day Dinner-Dance, Hotel Plaza, New York.


Coming and Going

People are accustomed to thinking of the motion picture as a sort of little lie that gives much amusement. Another and interesting view, however, is presented by Edward Kynkent, of Columbia Min. and Theatre Owners of America.

Speaking to Wisconsin and Upper Michigan theater owners, meeting in convention here recently, he told them that the motion picture is one of the most powerful of all trade stimulators. He explains:

"Mrs. Jones goes to a movie and comes away with new ideas of clothes she would like to wear, and of the furniture and decorations she would like in her home. When she can, she acts on those ideas." Come to think of it, that is a very real part of the deal improvement of American standards of living during recent years.—WISCONSIN NEWS.

Movies Help Trade

Garnett to Direct "China Seas"

Signing of the Nippon Gekijo Theater, Tokio's new 4,000-seat opening Dec. 24, as the home of Warner-First National product has been effected by J. S. Hummel, general foreign sales manager, now in the Far East, at advising toadies just received at the Warner home office. The Toyo Gekijo Theater in Osaka, Warner has signed with Warners. Bookings still in process by Hummel and Harold Dunn with first-runs in four Manchurian situations. After setting up a branch in Manila, Hummel is leaving for Singapore, thence to Sydney, Australia.

Stevenson with Pathoscope

Edward Stevenson, for years president of Visagraphic Pictures, has become associated with Pathoscope Company of America as sales representative, it is announced by Clinton F. Ivins, vice-president.

Va. Censor Criticizes Posters

Richmond—Posters have caused more complaints than pictures in Virginia. According to the Virginia censor board, Richard C. L. Moncreue, head of the board, says that the incoming legislature will give more power to censor offending posters.

May Re-Make Old Silent

"Men Who Have Made Love to Me," by Mary MacLane, produced as a silent by Essanay in 1918, may be re-made if negotiations now under way materialize into a deal. California is the prospective producer.

Demonstrating "Musical Modes"

A demonstration of a new development in musical entertainment with visual accompaniment, known as "musical modes," will be given by Audio Productions on Monday afternoon in the review room at 250 West 57th St.

Liberty, New Orleans, Reopens

New Orleans—With A. Thomas of Chicago as operator and J. L. Carriage as manager, the liberty has reopened at 15 cent top.

Garbo Picture Completed

West Coast Bureau of THE FILM DAILY

Hollywood—Final scenes have been completed for M-G-M's "Queen Christina," starring Greta Garbo.
"Says MOTION PICTURE DAILY: "SMOKY WILL UNDOUBTEDLY PLEASE ALL CLASSES OF AUDIENCES...

"A classic of the romantic west with a balance of drama, comedy, and romance blending horse interest with human interest. Not a 'horse opera' or even what the trade knows as a western."

IDEAL HOLIDAY SHOW

SMOKY

with

Victor JORY
Irene BENTLEY
and
Will JAMES

Directed by Eugene Forde

JOIN THE UPSWING WITH FOX

Your patrons always like FOX MOVIETONE NEWS
TIMELY TOPICS

Romantic Screen Hero

Gone Nicer to Return

THERE would seem to be only the remotest possibility, at least in the near future, of again developing such phenomenally popular men stars of the order of Wallace Reid, Rudolph Valentino, John Gilbert and the somewhat lesser known Harold Lockwood. In the old days, it would have been professional suicide for any actor to be shown hitting a woman or being disrespectful to her. We were careful about preserving the illusion of romance then. Now it is considered good box office policy for a leading man to hurl anything at, or even strike, the gentler sex. The great romantics of the screen are gone. The time must come when we shall be compelled to re-popularize this type which made the motion picture popular. I believe that women, through the influence of our current economic situation, are largely responsible for the demise of romantic screen types. In recent years, women have been pulled to engage men in a bitter battle for existence. Thus women have been forced to work in the factories and offices and even at manual labor with the result that they have lost the capacity for romantic day dreaming which once made possible the adoration of romantic youth. Their enterprise in the fields of commerce and industry has had the effect of turning men from lovers to competitors. Through close working contact with men, they are more than ever aware of their failings, and so it has become increasingly hard for a woman to associate any average man with the illusion of chivalry. The male star of the future will differ from the Reid type and the Valentino type, for there appears little hope of a complete change back to chivalry. This new actor will embody the best features of Warner Baxter and Valentino, a man innately chivalrous, yet capable of vigorous action when the situation arises. Above all, he will have respect for women.

-Jesse L. Lasky.

FACTS ABOUT FILMS

Out of 236 foreign films released in Japan last year, 115 were by major American companies and only 2 from England.

EXPROFITETETS

Cleveland Stores, Libraries
Boosted "Henry VIII"

NUMEROUS window tie-ups and an attractive street ballyhoo were used by A. Kramer, manager of the Allen theater, Cleveland, to exploit "The Private Life of Henry VIII." Window display tie-ups were arranged with the Koerner & Wood book store and Halle Bros. Department Store, each featuring a biography of Henry VIII, with a 40 x 60 still and mentioning the picture's engagement at the Allen. Mccrory Store gave a window for a music tie-up; the Hubbard jewelry store and an empty store on Euclid near 12th St. also carried displays. A tie-up with the local library authorities resulted in having 200 stills placed in the school department of the main library and a similar number of stills in the history department, also 2,000 4 x 6 cards were distributed throughout the 52 branches in the city. Twenty Klein trucks, distributors of "Liberty Magazine," displayed a number of 44 x 60 posters, and above Paragon "Life" magazine cover reproductions were used for downtown displays by newsdealers and at no cost.

-Allen, Cleveland

Parent-Teacher Ass'n Gets Behind 'Tugboat Annie'

FOR a week in advance of "Tugboat Annie," Manager Lee Rosen of the Troy theater, had his ushers dressed in sailor uniforms with red sashes announcing the playdate of the Dressler Beery picture. Rosen also issued 200 invitations to the gala midnight premiere to school principals, teachers and other officials. Arrangements were made through the Parent-Teacher Ass'n of Troy for special matinees to be attended by bodies of students. Two boys carried a stretcher with a dummy on it through the streets. "Copy on the dummy read: 'This man died laughing at Dressler and Beery in 'Tugboat Annie.'"

-Troy, Troy, N. Y.

MANY HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following members of the industry, who are celebrating their birthdays:

Dec. 15

Charles Rosenzweig
During Christmas Week . . . GET THE YOUNGSTERS AND THE OLDSTERS, TOO

with this family hit

Not since "A Connecticut Yankee" has Will Rogers had a picture so appealing to folks of all ages. A holiday break for you . . . because adult admissions . . . day and night receipts . . . are essential to your profits. Making this the perfect Christmas booking!

ROCHELLE HUDSON
Florence Desmond
Harry Green
Eugene Palette

From Anne Cameron's story "Green Dice"

Directed by James Cruze

WILL ROGERS in
Mr. Skitch

with
ZASU PITTS

JOIN THE UPSWING WITH FOX

Your patrons always like
FOX MOVietONE NEWS
JOAN BLONDELL
The latest model in farmer's daughters... out to get even with the traveling men!

ADOLPHE MENJOU
He made himself sales manager overnight—and what a night!

DICK POWELL
He thinks all "conventions" should be done away with—at conventions!

FRANK McHUGH
So good a salesman he can close a deal without thinking—and usually does!

GUY KIBBEE
He brought his wife along—but he doesn't know it yet!

MARY ASTOR
She's hunting an excuse for a divorce—and it might be you!

PATRICIA ELLIS
She's the sweetie of many a suite!

RUTH DONNELLY
No husband can fool her! She reads men like an open pocket-book!

HUGH HERBERT
They gave him the Freedom of the City—and does he take liberties!
READ YOUR FUTURE IN THESE TRADE PREVIEWS!

"Comedy from start to finish . . . Grade A and novel . . . Brimful of fast-moving laugh-drenched topical amusement . . . Big entertainment for big city and small town . . . A new, different, unusual 70 minutes of laughter . . . Selling 'Convention City' should be a cinch." — Motion Picture Herald

"Should be a money magnet at all houses . . . Was evidently built for entertainment and nothing else and succeeds 100 per cent . . . Kept preview audience running the gamut of laughter from start to finish!" — Variety Daily

9 STAR REASONS WHY YOUR NEXT BIG MONEY-MAKER WILL BE . . . . . . . . CONVENTION CITY"

FROM WARNER BROS...OF COURSE!

Directed by Archie Mayo . . . . A First National Picture
PROCRASTINATION
HOLDING FUND BACK

(Continued from Page 1)

morning," Why not do it now, be-fore you finish reading this morn- ing's issues of Film Daily. Farmer can't wait. Landleads won't wait. Since 1927 The Fund has been on the job, every day, to help the out-of-luck film folks who apply for temporary assistance. Money must be available for their needs. It must come from YOU. During the past year, with its dearth. The Fund was starved dry. We must build it up to greater and stronger propor-tions than ever to meet the coming year. Don't wait another minute. Send something, ANYTHING, but send it today.


HOLLYWOOD

ROBERT YOUNG has been hand- ing out the cigars for the last couple of days in celebration of the arrival of an eight-pound daughter.

Edward Everett Horton, Nat Pen-leton, Lucien Littlefield and Billy Griffith will appear in RKO's "So ou Won't Sing, EK?" Others in the cast include Pert Kelton, ZaSu Pitts, Chick Chandler and Ned Sparks.

Grant Withers has taken a mat- rial leap with Alys G. Walsh of New York.

Genevieve Tobin will play a fea-tured role in "Success Story," RKO picture, with Douglas Fairbanks, Jr., and Colleen Moore.

Duncan Renaldo lost his appeal to the U. S. Court of Appeals in connection with his passport difficulties, and as a result must serve two years at MeaNeill County.

"Murray on the Campus," a Chesterfield picture and a First Di- vision release, is now in production at the Universal studios. The film is a continuation of the Whitman Chambers novel, "Campanile Mur-der." The cast includes Charles Starrett, Shirley Grey, J. F. McDonald, Ruth Hall and others.

Lloyd Bacon will direct Joe E. Brown in "A Very Favorable Guy" for First National.

Ann Dvorak gets the feminine lead in Warner's "Rival Wives." Hugh Herbert and Guy Kibbee also have been added to the cast. Story is by Robert Lord.

Theodore Robinson and Frank Hamer will star in Columbia's "Night of Love."

Sammy Fain, the songwriter, is to play a role in Warner's "Harold Teen." He'll sing one of his own songs.

Jack Holt's next for Columbia, "Whirlpool," is in final scenario form. It was adapted by Brian Mar- low from a story by Howard Em-met Rogers. Robert North will be associate producer.

H. W. Hamann, noted dialogue writer, under contract to RKO, works best with his eyes closed and his feet cocked up on top of his desk. He hasn't touched a pencil in years—he dictates.

Felix Young will be associate producer on "The Party's Over," Co- lumbia release.

Spencer Tracy was again teamed with Claire Trevor in Fox's "Gold Rush of 1933," an original
comey-drama by Dudley Nichols and Lamar Trotti. Production starts in January upon Miss Trevor's return from New York where she will go on Dec. 15 to spend the holidays with her family.

Barbara Sheldon has been signed by Paul Malvern to appear opposite John Wayne in "Lucky Texan," western for Monogram release.


Stephen Gross, signed by Mono- gram for "Beggars in Ermine," with Lionel Atwill and Betty Furness, has been added to the cast including Charles Middleton, Barbara Weeks, Sheila Terry, Lucien Littlefield, Luis Alberni and Ray Walker, under direction of Christy Cabanne. Adele Buffalo directed the screen play.

Warners are planning big things for Humphrey Bogart, who has just been re-signed. He will be given big- ger parts and will not be required to appear in as many pictures as he did last year. Warner's belief is "As the Earth Turns" will sky-rocket Joan Muir and Donald Woods to fame.

A new Baby Burlesk, which will have the Baby Stars playing foot- ball, is now being readied for pro- duction. Shooting is scheduled to start next week, with little Gloria Ann White cast in the leading lady role. Gloria replaces Shirley Tem- ple, who has been graduated from the Baby Burlesks to Educational's series of Youth series. Daniel Boone, eighth lineal descendant of the historic Boone, will essay the main lead in this comedy and will be titled "Kid 'N College."

Burlesque dancers are having the hogs in their seats. According to a recent account in Picturegoer, Frank Bonita portrays one in "Dancing Lady," while Ann Dvorak will play a character in "Upper World," at Warners. L. E. Chadwick recently finished producing "Wine, Woman and Song," long a favorite in burlesque and which Bonita has used as its star behind the footlights.

William Dieterle, director, has been given a new contract by War- ner Bros.

INDIES HOLDING MEET ON CODE NOMINATIONS

(Continued from Page 1)

though independent producers and distributors have been increased by the code," declared Attorney Jacob Schiff, associate counsel of the Federation, last night.

"Independent companies particularly need an organization to pro- tect their interests under the code and to police its regulations. At the coming general meeting a general program of procedure will be mapped out for the Federation.

Burton George to Handle
Ivan Cedar Film Activities

(Continued from Page 1)

ards, who will look after production of night club shows; Fred Norman, in charge of radio and sound re- cordings for J. J. Greider, handling resort bookings. Larry Gordon heads the publicity depart- ment. Presumably, George Allen is the general booking manager.

Debs in Lasky Film

West Coast Bureau of THE FILM DAILY

Hollywood—Debs and sub-debs from all parts of the U.S. will appear in Jesse L. Lasky's production for Fox, "Coming Out Party," starring Douglas Fairbanks and Wil- son Skipworth. A list of the socially prominent girls includes Betty Flourney, St. Louis; Patricia Scott, of Culverly, Canada; Helen Peter- son, Wilkinsburg, Pa.; Jeanne Ruwe, San Antonio, Texas, and many others. Some of the boys include Maury Ginn, Jr., son of M. E. Ginn, former head of Ginn and Company, Minneapolis; Francis Dee and John Ruwe, of San Antonio. Most of the girls and young men will turn over their checks to the Junior League.

Columbia Signs Nixon, Gargan

West Coast Bureau of THE FILM DAILY

Hollywood—Columbia has signed Marian Nixon and William Gargan, "a line-up," which Howard Higgin will direct.

"Beaucaire" at 55th St. Playhouse "Monstrous Beaucaire," with Rudolph Valentino, is the latest revival showing at the 55th Street Play- house.

Ufa Film in French and German

Berlin—Ufa’s "Gold," with Hans Albers and Brigitte Helm, will also be made in a French version.

"Photoplay" Likes Lee Tracy

Lee Tracy was mentioned most times in "Photoplay"s" Best Perform- ances of the Month section during 1933. Tracy was listed six times while John Barrymore and Helen Hayes each had five entries. James Dunn and Ann Harding followed with four each and the following were mentioned three times: George Arliss, Wallace Beery, Mary Astor, Ginger Rogers, David Niven, Richard Dix, Walter Huston, Charles Laughton, Edward G. Robinson and May Robson.

Those Titles Again

And then there's the one about the exhibitor who was approached the other day by a salesman from a certain clothing line and asked him a mystery melodrama.

"What's it called?" asked the exhibitor. "It's the Ghoul," replied the sa-lenge.

"Don't want it," said the exhibitor. "My customers don't like football pic-tures."
TERROR... in her heart
INVITATION... in her eyes

Audiences will sit enthralled at this vital, vivid drama of a woman who braves a firing squad to bring her country victory.

THE REAL LIFE STORY OF A BEAUTIFUL SPY...

exerting every feminine charm... sacrificing every tender emotion... to her perilous profession.

Never have you shown a more absorbing production.

I WAS A SPY

with

MADELEINE CARROLL
HERBERT MARSHALL
CONRAD VEIDT

Your patrons always like FOX MOVIE TONE NEWS

Directed by Victor Saville
A Fox-Gaumont-British Picture
versal with two each, Columbia and Monogram one each, and at least 12 foreign costume films complete the list.


In the M-G-M line-up of costume pictures are “A Prisoner of Zenda;” Norma Shearer in “Marie Antoinette;” Greta Garbo in “Queen Christina;” “Hobson Davies in “Operator 18.,” a Civil War story; Maurice Chevalier and Jeanette Mac Donald in “The Merry Widow;” “The Good Earth” and “Viva Villa.”

The RKO costume films will include Katharine Hepburn in three “Queen Elizabeth,” “Joan of Arc” and “Lady of Tutur;” George Bernard Shaw’s “The Devil’s Disciple,” and “Green Mansions.”

Paramount will make “Catherine the Great,” starring Marlene Dietrich; “Cleopatra,” starring Claudette Colbert; “It Ain’t No Sin,” with the West, and “The Trumpet Blows.”

Warner’s costume pictures for the remainder of the season are “Napoleon” and “Anthony Adverse.” Universal’s will be “Elizabeth and Mary,” and “Beloved” with John Boles and Gloria Stuart. Columbia has “Red Square” on its lineup. Monogram will make “Jane Eyre.”

Foreign producers are expected to send over more than a dozen to swell the total.

Censorship by District

Detroit—In refusing to allow “This Nude World” to be played in neighborhood houses, Police Chief C proved his established censorship by district in principle at least. Poster said the film was fit only for "sophisticated, blue downtowners."

Hollywood Film Corp. Gets European Films for India

Calcutta—Among principal features recently acquired by Hollywood Film Corp. for distribution in India, Burma and Ceylon is the Julius Hagen British production of “The Wandering Jew,” with Conrad Veidt, the Sterling production, “Going Gray,” with Arthur Ricou and Nannette O’Hara, and the two German hits, “M” and “Karamesicht.”

Hollywood also handles the product of various American independent producers. A. K. Haldar, director of the company, says he hopes some day to see a much larger range of pictures between this country and the world.

Two shorts, “India Snake Charmers” and “The Car Festival” recently were completed by Hollywood.

“Forgotten Men” Extends Runs

“Forgotten Men,” now playing its fourth week at the Hanna, Cleveland, has also been brought back and is now playing the fifth week at the Shibut Detroit Opera House, Jewel Productions, distributors, has named special representatives on the West Coast for the handling of this picture.

Weldon Opens Kansas City Office

Kansas City—Alex H. McLaughlin of Chicago has opened a Kansas City office for Weldon Pictures to cover western Missouri, Kansas and Oklahoma territories.

New House for Taylor, Texas

Taylor, Texas—Oscar Korn has a new theater under construction at Taylor with opening set for about Jan. 1.

See First Run Price Hike

If Premiums Are Dropping

New Orleans—Pressure by major exchanges to hike first and certain second-run admissions is seen here if the code boards abolish premiums. Present setup has first-runs offering matinees as low as 15 and 25 cents, while Saenger and Loew get 60 days clearance. United Theaters, whose 18 houses get pick of subsequent run majors, is allowed 60 days also. Certain independents, whose exchanges do not permit adult admissions under 15 cents, maintain they must give prizes to get business. Other independents have been trying to abolish premiums.

Superior Sells Territories


Close Bogota Broadcasting Deal

Conquest Alliance Co. has closed a deal with Station HKP of Bogota, Columbia, giving Conquest exclusive representation in all countries where the latter has offices.

New Chinese Film Regulation

Peking.—A set of regulations governing the taking of motion pictures outside China by the Republic of China, issued by the Executive Yuan. It requires obtaining a passport, and subject matter must conform to certain rules.

TREND WAY FROM SEX, SAYS MERIAN COOPER

be obtained in sufficient quantity to make an entire season's program, Cooper believes.

"If it were possible to secure a sufficient number of satisfactory stories, directors and feature players to make one film per week during the year, we would do it. Our schedule will be flexible as will our costs of production," Cooper stated.

"In engaging most of our stars and directors on a percentage basis we feel that we do get, and will continue to derive, the utmost in talent and service. Those who take part for RKO should share in the profits, which by the way, are increasing weekly.

Cooper expects to return to the coast next week. For the new season, with that Francis Lederrer and Fred Astaire would be added to the list of genuine stars. Two other stars are being considered by RKO but Cooper would not divulge their identities.

Six Reopenings

In Portland Area

Portland, Ore.—Reopening of six houses in the city last month is shown in the current report of the Portland Film Board of Trade. Only one theater closing was reported in the same month.

Detroit Notes

Detroit—John O' Dell Circuit has reopened the Dunbar with Andrews Jackanie as manager and William Gesch as house manager. J. B. Krul has bought the White Star, Hamtramck, from Art Rowland, who resumes his vaudeville booking office.

The new Star will now dark, is to reopen Dec. 23 with "Thunder Over Mexico.

Charles Garner and Paul LeVeque have opened Foreign Film Distributors to handle foreign films in the Michigan field.

New Projection Lamp

Toledo — A new projection lamp operating on alternating current has been put on the market by the Strong Electric Corp. Called the Strong A. C. Mogul Automatic Reflector Arc Lamp, it is intermediate in light intensity and operating costs, especially designed to meet the needs of medium-sized theaters not using low capacity arcs but which require more light as a result of the installation of enlarged perforated screens and where the operating costs of hylows would be prohibitive.

DUALS SPREAD AROUND OHIO

Omaha—Following the lead of local house, double-feature has spread in all directions around this territory.
A FRIEND IN NEED

He is desperate — this man you all know. His long record of success in the motion picture business is of no avail to him today. Out of work for months, he needs money to put him back on his feet and give him a chance.

A FRIEND INDEED

Be the good friend he always thought you. Help him get that new start, by sending in your contribution to the FILM DAILY RELIEF FUND an impersonal representative for you in helping men and their families in the motion picture industry that are in distress.

Contributed by the PARAMOUNT ADVERTISING DEPARTMENT
First, Monogram came through with "Sweetheart of Sigma Chi," it could have been an accident, we thought. It was excellent entertainment however and we tagged it accordingly. Next came "Broken Dreams," another swell piece of entertainment and we tagged it "Worthy of the label of any major producer." Now, third on the list, comes "He Couldn't Take It," Monogram's most entertaining picture to date and we are doffing the chapeau to the Monogram organization.

—Box Office

Excellent entertainment...Should have no trouble cashing.
—Variety

Clocks a good many more laughs and punches per reel than many a major studio offering...Should be a strong money maker.
—Hollywood Reporter

Amusing comedy romance...Plenty of laughs, excitement and suspense.
—Film Daily

Exceptionally good...A credit to its producers.
—Showmen's Round Table

"HE COULDN'T TAKE IT"

with
RAY WALKER
VIRGINIA CHERRILL
GEORGE E. STONE
STANLEY FIELDS
DOROTHY GRANGER

THE NEW TALKING HIT OF THE SCREEN
They liked him in "Devil's Mate"; they applauded him in "Skyway"; they're cheering him in "He Couldn't Take It."

CAPACITY BUSINESS OPENING ENGAGEMENT FOX THEATRE, SAN FRANCISCO
Mo.-Ill. MPTO Approve Code, Make Nominations for Boards

St. Louis—At a meeting of the M.P.T.O. of Eastern Mo.-Southern Ill. yesterday the code was approved and the following nominations submitted to Sol A. Rosenblatt: For clearance and zoning boards, Charles Goldman, S. E. Pirtle for independent subsequent runs, alternates, Clarence Kalman, Albert Crichtlow. For independent first-runs, Cullen Enpy; alternate, George Tyson. For affiliated first-runs, Harold Evans; for affiliated second-runs, H. H. Herman. For grievance committee, Fred Wehenberg, for independents; Leto J. Hill, for affiliated; alternate, Oscar Lehr, for independents; Lon Cox, for affiliated. For non-industry member, both committees, George Elgel, local attorney.
Sea Sub-Committees Handling Code Work
(Continued from Page 1)
sections, these districts must be defined by the Authority and its representatives. Deputy Administrator Sol A. Rosenblatt indicated at the Washington conferences that the established film zones will not be used in laying out territories.

The Code Authority is also expected to name its Executive Secretary, who will be located in New York, and a counsel.

Allied Labor Group To Meet Operators
(Continued from Page 1)
f ort to give members a clearer understanding of paragraphs in the code applying to them. The Association advises owners to run their business, but before the next meeting on Jan. 4, Operators have obtained an individually regarding the code; whether to sign regular blanks; to sign under protest, or refuse to sign the blanks distributed.

Decision is Reserved
In Union Labor Action
(Continued from Page 1)
ment and have asked injunctions on several courts. They specifically charge the discharge of Local 306 men from 11 theaters in violation of the agreement. SamuI Birenbaum appeared as counsel for Local 306. Defending attorneys were Milton Weissman for the I.T.O.A., Joseph Tepperson for the Allied Motion Picture Operators Union, and Kelly & Connolly for the Springer-Cocalis Circuit.

Empire Members Enjoin Union
Eleven members of Empire State Operators have obtained order from Supreme Court Justice Wasservogel restraining the union from interfering with them in their employment, pending an action now before the court. The men charge they were threatened by the union with dismissal unless they paid $115 in a balance of an assessment of $200 ordered last year. They claim that although the union collected $517, 000 in 1932 it is now about to merge with Local 306 and only some members are to be taken in.

Jules Rieff Joins Columbia
Jules Rieff, formerly office manager for U. A. in Cincinnati, has joined Columbia as eastern division booker. He leaves for Buffalo today.

Phil Goldstone Resigns From Majestic Pictures
(Continued from Page 1)
week, Gluckman will announce Goldstone’s successor. Gluckman has completed arrangements for making the balance of the Majestic 1933-34 program.

Seeking a Wider Field For Screen Advertising
(Continued from Page 1)
vestigate and report on a plan for promoting a broader use of screen advertising and sales. Officers elected for the new year are: William J. Henning, executive vice-president; Clinton F. Ivins, secretary-treasurer.

N. Y. Operator Situation Discussed With Rosenblatt
(Continued from Page 1)
Rosenblatt in Washington. With two unions operating in the territory, the problem confronting exhibitors trying to arrive at a settlement is complicated. O’Reilly is expected to return to New York today.

Allied States May Call General Meeting on Code
(Continued from Page 1)
following regional meetings, including the one in Grand Rapids earlier in the week, and others in Pittsburgh, Boston, and Albany. Meanwhile Allied has advised exhibitors to await issuance of its printed analysis of the code, adding that final advice will be given in time for exhibitors to sign before the Jan. 1 deadline when signatures must be affixed if exhibitors want to be eligible to file protests against the schedule or to appeal to the Code Authority.

Independents to Join In Ad Censorship Plan
(Continued from Page 1)
J. J. McCarthy at the head, it was announced yesterday, following a meeting at which John C. Flinn urged cooperation by the indie group. Another meeting will be held next week, at which Lee McCarthy will speak to the independent advertising men.

Luncheon to Harry Moskowitz
Friends of Harry Moskowitz will tender him a luncheon today at the Tavern on the occasion of his departure for Sydney, Australia, where he will join Arthur Loew and Joe Vogel to confer on the remodeling of the Loew theater in Sydney.

New Warner Publicity Setup
New publicity setup for the Warner home office, following appointment of Ed Selzer as publicity head at the coast studios, was set yesterday by S. Charles Ring. Sid Rechten will be in charge of trade paper publicity, Gilbert Golden will edit membership and press release. Lee Blumberg is to handle press book exploitation.

SATURDAY, DEC. 16, 1933
PHOTO ENGRAVING
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250 W. 54th St., New York, N. Y.
Tel. Columbus 5-6741

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(Day and Night Service)
250 W. 54th St., New York, N. Y.
Tel. Columbus 5-6741

Floor Mats

EMERSON PRINTING COMPANY
Lamps and Carbons
ALL OTHER THEATER SUPPLIES
1600 B'way, CH. 4-5550
N. Y. C.
A FINAL WORD TO THEATRES PLAYING “LITTLE WOMEN” DURING THE HOLIDAYS!

With interest nation wide, you would probably play to exceptional business if you brought “Little Women” in on gum-shoes... but no showman is going to be so foolish as to pick his own pocket or rob his own Christmas stocking.

Sure, the holidays are always good for show business... but you’ll never know how good they can be until you shoot the works for “Little Women” and get the final count up! We’ve told you there were millions of dollars of “earmarked” money waiting for this show and toppling records, extended runs and soaring grosses have proven it!

The holidays are going to be sensational for showmen smart enough to realize that “the better the day, the better the deed”... and that “the more fertile the soil, the more abundant the harvest”... Don’t be satisfied just because the holidays are always good... get the Velvet by going after that “earmarked” money!

This week, before they close, make your school contacts... everywhere educators have been eager to cooperate with theatres! Start your advance advertising NOW in the newspapers... make yours the one theatre the whole family will want to attend during the holidays! Do your posting now to get them talking about it for anticipation of a coming event is a showman’s greatest asset! Open your doors earlier... give extra shows... advertise as you have never advertised before... the money is there waiting for you... it’s “earmarked” for “Little Women”... nothing else will get it... If you don’t get it by going after it you’re just robbing your own Christmas stocking.

RKO Radio Pictures
Saul Rogers, Zirn to Fight Paramount Trustee Claims

Stiff opposition to the payment of amounts totalling $226,063 to Paramount Publix receivers and trustees in connection with the equity receiver-ship which preceded the current bankruptcy, will be shown by creditors meeting at 2 P.M. today at the office of Referee Henry K. Davis to consider the claims. Attorneys Saul E. Rogers and Samuel Zirn, representing security holders, will oppose the claims on the ground that they seek unreasonable amounts.

Toronto Film Interests

Plan Conciliation Board

Toronto—Inspired by trade practices set up in the United States, under the industry code, film interests here are proposed to establish a conciliation board. If the venture materializes and proves successful similar bodies will be set up in the other five distribution centers.

Garbo Film Opens Dec. 27

Greta Garbo in “Queen Christina” will be given its world premiere by M-G-M on Dec. 27, where it will run two-a-day following “ Eskimo.”

Buy San Francisco Lab

San Francisco—Lloyd M. Combs, Vern R. Rucker, F. T. Reynolds and William A. Thomas have purchased for $6,000, the business of the Blache Film Laboratories from Maurice Blache and Jeanne Blache.

RKO Picture Re-Titled

“The Meantest Gal in Town” has been re-titled by RKO as the final title for the ZaSu Pitts-Pert Kelton feature which came into the working name of “Once Over Lightly.” El Brendel, Skeets Gallagher and James Gleason are also in it.

Duals at Warner Wash’n House

Washington—Warner’s Central subsequent run, goes double feature Christmas week, as an experiment. It will be the first time the circuit has done this locally. ‘House is in competition with several independents now running duals.

Du World Gets 2 for Foreign Field

Trotter Pictures “Shadow Laugha” and “Big Town” will be handled in all foreign territories by Du World Pictures.

Lease Sacramento House

Sacramento, Calif.—The Mission Theatre has been leased to George M. Mann and Morgan Walsh.

Pacific Studios Continuing

Trailer Work for Warners

West Coast Bureau of THE FILM DAILY

Hollywood—The Pacific Title and Art Studios, operated by Leon Schmeringer, will continue the physical work on the trailers for Warner Bros. The Pacific company has done the Warner work for the past six years. George R. Bilsen is preparing several innovations for forthcoming Warner trailers.

Roosevelt and Johnson Compliment H. S. Cullman

Howard S. Cullman, receiver of the Roxy Theaters Corp., has received congratulations from President Franklin D. Roosevelt and General Hugh S. Johnson, commending him upon the excellent record he has made in the operation of the Roxy Theater during the past year. Both President Roosevelt and General Johnson praised Cullman for having kept the theater open during these times and for employing more than 350 persons for an entire year.

54 Day-Date Key Runs

Forty-five key city runs have been set by Warners for “Convention City” for its simultaneous showing New Year’s week.

Second All-Disney Show

Another All-Walt Disney short subject program will be sponsored before Christmas for a special benefit. Miss Lothar S. Kohnstram, is sponsoring a program at the Plaza theater on Dec. 28 at 10 A.M. for the benefit of the School Nature League. This organization is responsible for the numerous lectures held for children at the Museum of Natural History.

RKO Books 2 Educational Shorts

“Million Dollar Melody,” first of Educational’s new series of musical comedies, and “The Village Blacksmith,” new release in the Terry-Toon series, have been set to play in 25 theaters on the RKO Metropolitan Circuit, Dec. 22 to 24.

“Emperor Jones” Held Over

Kansas City—Following a big opening week at the Apollo, “Emperor Jones,” the Krimsky-Cochran production released by United Artists, was held over for an additional week.

Fleischer Christmas Party

Fleischer Studios will tender a Christmas party to its 130 employees on Wednesday at the Hotel Victoria.

Equity Not Pleased

With the Film Code

(Continued from Page 1)

uses in presentation houses, are not sufficiently explicit in the protection of the actors or in making anyone responsible for his well-being,” says the Equity analysis. The final draft, however, is called far more favorable to the actors than the first or second.

Publix Sale Unopposed

There were no indications late Saturday that any formidable opposition will develop to try to block sale of Publix Enterprises assets to Famous Theaters Corp. at the public auction scheduled for Thursday at the office of Referee Henry K. Davis. Paramount Publix Corp. is the largest creditor of the theater company.

W. B. Sign Ginger Rogers for 2

West Coast Bureau of THE FILM DAILY

Hollywood—Ginger Rogers has been signed by Warners for roles in two pictures, “Upperworld” and “Hot Air.”

Jessel Finishes Vitaphone Short

George Jessel has completed a one-reeler for Vitaphone.

IS WAR A RACKET?

NOW BOOKING ENTIRE U. S. STATE AND TERRITORY RIGHTS FOR JEWEL JEWEL PRODUCTIONS, 723 7TH AVE., N. Y.
"I FEEL A BETTER MAN
BECAUSE I JUST
GAVE TO THE FILM
DAILY RELIEF FUND"

(to himself)
"I FEEL A BETTER
MAN BECAUSE
THE FILM DAILY
RELIEF FUND JUST
GAVE TO ME."

SEND YOUR CHECK TO
FILM DAILY RELIEF FUND
1650 BROADWAY
“RADIO HAS BUILT THE SMARTEST...”

... and the Motion Picture Daily calls it “one of the cleverest as well as one of the most original musical entertainments so far... seductive songs, colorful settings and rhythmic dances... lavish in its beauty, full of glamour, girls and tunes with a novelty finale using the sky as a stage... Youmans’ melodies linger tunefully... box-offices should welcome it!

“Unbelievably delightful...” Says Cinema Hall-Marks of Hollywood “pages would be needed for adequate description and praise”
RIGHT ON THE HEELS OF "LITTLE WOMEN" ...ANOTHER SMASH!
Too Big For The World
So They Staged It In
The Clouds!

TORIC

with

DOLORES DEL RIO
GENE RAYMOND
GINGER ROGERS

RAUL ROULIEN
FRED ASTAIRE

Glorious Music By
VINCENT YOUMANS

Gay lyrics by Edward Eliscu and Gus Kahn

Staged in Fabulous Beauty by Louis Brock
Stunningly Directed by Thornton Freeland
RELIEF FUND ENTERS FINAL WEEK

(Continued from Page 1)
your contributions will prove a God-send to the many brothers who seek aid for themselves and their families. The time left is short. The need is great. Total receipts are far below last year. This year the fund will need MORE than ever. Send your bit along today to THE DAILY RELIEF FUND, 1600 Broadway.

Double This List!

Harold B. Franklin
Charles C. Moskowitz
James R. Glauner
Jack Alciste
John S. MacLeod
Hal Mode
David Bernstein
William Masson
Jerry Cohen
Don Menzaree
Paula Borel
Crosset Smith
Don Carlos Gillette
Lorne Selander
Joy Eames
Ben Amsterdam
Quincy Lee
Wm. B. Brenner
N. W. Morton
Halcyone Ralms
Marvin Kirsch
Atlantic Theaters
Adolph Dennenberg
Edna Susman
E. A. Schiff
Louis B. Dukes
L. C. Pattrfiah
Leo Kishman
Langpress Corp.
Gilbert Bagis
H. M. Masters
Harry M. Bernstein
W. F. Rodgers
David A. Levy
Sydney S. Cohen
Walter Readz
Earl Tenn V.
Donohue & Coe
Sigm Stern
Ed Finney
John Levy
Joseph H. Brennen
Arthur W. Shubin
Moe Straimer
A. Montgomery
Al Sherman
H. W. Stens
H. B. Tenton
Vincent Sade
Renee Carroll
Lawrence Weiner
Frank C. Nielsen
Joc O'Leary

Current Stage Offerings
Poor for Films, Says Wyler

(Continued from Page 1)
York sojourn during which he looked over all that the stage has to offer. Wyler, who last directed “Counselor at Law,” will have “The Golden Fleece” instead of “Sutters Gold” as his next assignment. He will start preparations for this picture immediately upon his arrival on the coast.

Frank Walker in Limelight

Frank C. Nielsen, the film industry’s major contributor to the Roosevelt Administration, attracts much space and current comment in the “Literary Digest.” Articles are based on his recent testimony before the executive director of the National Emergency Council.

Send Something TODAY

To the Relief Fund

• • • TAKEThis from the scribe, the Ten Best will be a big surprise and an upset for many producers who are counting on being among the honored. It’s too early to even guess just what the final result will be. But from what we’ve seen, we fail to see our own balloting being a little chiseling on our own. Watch for the Ten Best soon. It’ll knock you for a row of press agents.

The Film Daily

Monday, Dec. 18, 1933
Come and Make Merry With Santa Claus

Associated Motion Picture Advertisers, Inc., (A.M.P.A.) cordially invites the men and women of our industry to join with them in a joyous Christmas Luncheon Party to be held on Thursday, Dec. 21st, at 12:45 P. M. in the Grand Ball Room of the Hotel Astor.

SUBSCRIPTION INCLUDING LUNCHEON AND REMARKABLE ENTERTAINMENT, ONE DOLLAR ($1.00)

Seating accommodations limited to 1,000.

Attendance limited to persons in the motion picture industry and affiliated arts

AN OCCASION FOR THANKSGIVING AND GOOD-FELLOWSHIP

Tickets obtainable in advance from the following:

Columbia Pictures—Lou Goldberg
Educational Films—Gordon White
Film Daily—Marvin Kirsch
Fox Films—Gabe York
Majestic Pictures—Bert Ennis
Metro-Goldwyn-Mayer—Howard Dietz
Monogram Pictures—Ed. Finney
National Screen Service—W. B. Brenner

Paramount Pictures—J. P. McLoughlin
Quigley Publications—Ray Gallagher
R.K.O.—Robert Sisk
The Billboard—Leslie G. Anderson
United Artists—Monroe Greenthal
Universal—Paul Gulick
Variety—Lou Rydell
Warner Bros.—First National—Mort Blumenstock

Watch For Announcements Of Our Surprise Guests!
A Little from "Lots"
By RALPH WILK

HOLLYWOOD

MYRNA LOY and Clark Gable will appear in M-G-M’s "Men in White," from the current Broadway hit. Walt Disney, who has adapted it and the cast will include Elizabeth Allan, Isabel Jewell, Jean Hersholt, C. Henry Gordon, Henry Walthall, Eddie Nugent, Frank Reicher, Sarah Padden and Dorothy Peterson.

L. G. Blochman has been assigned to write "The Return of Frankenstein" for Universal. The company also has borrowed Norman Krasna from M-G-M to write the dialogue for "Countess of Monte Cristo," which Henry Henonig will supervise.

Warner-First National cast assignments: Alice White and Ruth Donnelly, for "A Very Honorable Guy"; Irene Franklin, Dorothy Burgess, Vince Barnett, Philip Reed, Sidney Toler and Beulah Bondi for "Registered Nurse." Edna May Oliver, who has just finished work in Universal’s "Poor Rich," has gone to Honolulu for Christmas.

Philip Reed’s option has been taken up by First National.

Ken Maynard’s next Universal picture, "Honor of the West," won’t start until Jan. 9.

Jameson Thomas will appear in Monogram’s "Beggars in Ermine.

Cornelius Keefe, Noah Beery, Gustav von Seyffertitz, Astrid Alwyn, Edwin Maxwell, Ralph Lewis and Tully Marshall will play the principal roles in Monogram’s "Mystery Liner.

Louis Calhern, Charles Starrett and Louis Mason have been added to the cast of RKO’s "Transient Love." Ralph Bellamy, Kay Johnson, Vivian Tobin and Constance Cummings have other principal parts, with John Cromwell to direct.

Douglas Fairbanks, having gone from St. Moritz to Italy, will proceed to the Riviera, then on to Istanbul and Egypt, according to an advance received here.

George Breakstone has been assigned by Columbia to the cast of "Night Bus.

SHORT SHOTS from EASTERN STUDIOS
By CHAS. ALCIOATE

JACK WHITE, who produced and directed "Million Dollar Melody," with Lillian Roth and Eddie Craven; "Poppin’ the Cork," with Mary Livingstone and Allan Jones; "Manhattan Lullaby," starring Helen Morgan; "The Good Man," and "North of Zero," with Charles Furdels, have been adapted in eastern studios for educational release, has left for the coast, where he will remain for the holidays with future production plans to be announced after the first of the year.

"The Knife of the Party," featuring Lillian Miles, supported by Shemp Howard, Jack Good, Bill Loweley, Eddie Roberts, The Girl Friends Trio and a chorus of 16 New York night club beauties, will put in production tomorrow at the Fox Music Hall, after by the Meyer Davis production unit of Van Beuren for RKO release. Leigh Jao will direct the short, written by Bert Hatt and Robert O. Kussell, with Johnnie Burke and Harold Spann assisted with the music. Monroe Shaff will supervise and Bert Granet will be in charge of production. Joe Rutttenberg will do the camera work.

Abe Lyman and his orchestra start work today at the Vitaphone studio. Supporting the Abe Lyman band in this number are Claire Madellette, Billy Halligan and Tony Hughes. The short, titled "Tin Hat Dance," will be directed by Joseph Henabery and will be released in Vitaphone’s series of "Melody Masters" band shorts.

A Paramount short, as yet untitled, featuring Cab Calloway and his orchestra, with Fred Washington and Sid Easton in the supporting cast, was completed Saturday under the direction of Fred Wahrer. Lester Bowsh assisted Wahrer on the direction, with William Steiner doing the camera work and Eddie Senz in charge of wake-up.

"Through Dairy Land" is the title of an industrial short produced by the Fyfe & Co. and is now being recorded at the Reeves sound recording studio.

Shooting on the two-reeler musical, "Vaudville on Parade," being produced by Mentone Pictures for Universal release, was completed Saturday at the Fox Movietone studio. Milton Schwartz directed the short, assisted by Harold Godoc with Frank Zucker and Bert Conniner doing the camera work.

Blind Movie Patrons
Favor Comedy, Romance

Comedy and romance lead in popularity with blind movie-goers, according to the results of a questionnaire sent out by Arthur C. Meinert, social service director of the Exchange for the Blind of the Brooklyn Ass’n for Improving the Condition of the Poor. The survey proved that the preference of the blind is romance 58 per cent. People leading in popularity were Lionel Barrymore and Marjorie Rives, with John Barrymore and Helen Hayes coming in second.

The association estimates there are 100,000 sightless persons in the U. S. today. Each week 175 men and women, each with an escort, are guests of the Moonstrad, Paramount and Fox theaters, and the Loew, Century, RKO and Randorfe circuits.

Ike Katz Handling Two Houses
Montgomery, Ala. — With the opening of the new Dexter last week, Ike Katz has been appointed general manager of the Alabama Amusements, operators of the Dexter and Tivoli. Harry Lawman and Katz have been made managers of the Dexter and Tivoli, respectively.

Hoffberg Gets Laymon Comedies
J. H. Hoffberg has acquired world rights to the 12 two-reel G. F. Laymon comedies made on the coast. The first is finished.

Detroit Notes
Detroit—J. O. Brooks, Butterfield circuit manager, is putting stage shows into 16 houses for New Year’s Eve.

The Publix Madison reopens Dec. 23 after being dark three years. Picture is "Damaged Lives."

Lew Kane has dropped stage shows at the Mayfair.

The Twin Coast has reopened the Columbia, owned by John Kunsky. The local Variety Club has taken definite shape with M personal friendship of Universal as chairman of the organizing committee. Steering committee includes Otto W. Bolle, & A. Kirchner, Maurice Caplan, J. O. Brooks, George W. Trendle, Carl H. Shalt and J. E. Flynn.

Two Legislatures Adjoin
Legislatures of Maryland and Delaware have both adjourned without passage of measures detrimental to the film industry. In the former assembly, Sunday opening of "Montgomery county was legalized. The Governor has yet to sign the bill, however. The Delaware body will reconvene March 6 to take up the matter of state revenue.

Paramount in Jamestown Again
Jamestown, N. Y. — Warners have bought the Paramount franchise for this city and will show the productions of the Palace and Winter Garden. No Paramount films have been shown here since last August.

NEWS OF THE DAY

Buffalo — Constantine J. Basil, assistant theater manager, has filed a voluntary petition in bankruptcy. Assets, $1,925; liabilities, $27,344.66.

Moulton, Ala.—The Ritz has been sold to Clark Hodgens of Albertville by W. L. Spence.

Noblesville, Ind.—The State theater, idle for many months, has been reopened by the owners, Goulden & Feldman, Inc. C. R. Heffleman is house manager.

Buffalo—Mitchell Benson, formerly of the Fisher theater, Detroit, will direct the vaudeville at the Lafayette.

Canton, O. — George R. Delis, who has been manager of the Palace in Lockport, N. Y., for the past several months, is back in Canton and expects to be connected with some theater in this district about the first of the year.

Canton, O. — Young and Rinehart, operating the Mozart and McKinley theaters here, have reopened negotiations for the old Grand opera house, dark for more than a year.

Sharon, Pa. — John Fisher, manager of the Warner theater here, has been transferred to the Warner house in Ridgeway, Pa., and Ed Whyte, who was in charge of the Ridgeway house has succeeded Fisher here.

Elk Rapids, Mich.—The Elk Rapids theater has reopened under management of E. C. Loomis, assisted by Ray Rowe, formerly of Grand Rapids.

Denver—Earl P. (Buz) Briggs, manager of the State theater, cannot only entertain people, but can marry and bury them. Because of recent favors to the Liberal church here, its bishop has made Briggs a Doctor of Divinity and a bishop as well.

Denver — Charles Bumstead has organized a two-town circuit in Platteville and Eaton, Colo., and will show pictures with the aid of portable equipment.

Denver — Fred Knill has resigned as Colorado booker and joined Gibraltar Enterprises, a booking concern.

Draws 70% Women

Audiences attending "House on 56th Street" at the Hollywood are composed of women to the extent of 70 per cent of the admission reports. Picture, now in its third week, is to be shown indefinitely. Revival showing of "Dorsay" has been delayed as a consequence.
Feist, Wehrenberg, Sears, Saal Foresee Improvement

SMALL EXHIBITS IN CLEVELAND APPEALING TO NRA

Public Hearings on Poster Code Are Set for Jan. 3

Rehabilitation

Through the Relief Fund

By DON CARLE GILLETTE

Next to alleviating such acute distress as hunger, sickness and destitution, the greatest service done by the Film Daily Relief Fund is in helping unfortunate get back their morale and rehabilitate themselves in useful industry.

A majority of applicants for aid from the Fund are not lazy men asking something for nothing, but beggars after a handout, but able men, some formerly important executives, who would take any kind of honest work offered them.

Many times such a man, his morale beaten and his pride overcome by need, has come to the Relief Fund, without an inch of red tape, received immediate assistance.

Heartened by such humane treatment, he has gone forth with restored morale, new hope and revived faith in human nature.

Thus fortified, he has been enabled to take a new start for himself.

Cases like the foregoing have been many; one-time cases who have not gained the opportunity to apply to the Relief Fund.

But others are coming along all the time. In a business of such rapidly shifting fortunes, the man who is on top of the wave today may find himself under the ebb tomorrow.

Victims of an upheaval over which they had no control, dozens of competent and conscientious men are walking the streets today, in want, looking for work.

Since there are not enough jobs to go round under present conditions, it is incumbent on you, whom the industry has served, to lend a hand to the less lucky.

It may be only by the grace of circumstance that it is the other fellow instead of you who is applying for aid.

CALL! Enjoy Christmas much more after you've sent that remittance to THE FILM DAILY RELIEF FUND, 1650 Broadway.

Code Authority Embracing Eight Members Specified in Draft

By WILLIAM SILBERBERG

FILM DAILY Staff Correspondent

Washington — Hearings on the theatrical poster exchange code will be held Jan. 3 under A. D. White-side, division administrator, the NRA announced yesterday. The proposed code submitted by the National Poster Ass'n, Inc., claiming to represent 65 per cent of the industry, proposes a maximum 40.

(Continued on Page 3)

Court Not Blocking Sale of Loew Stock

Judge Knox in the U. S. District Court yesterday refused to interfere in the sale of Loew stock held by the Chemical Bank & Trust Co. as trustee under a $20,000,000 loan floated by Film Securities Corp.

The sale of this stock is now scheduled for 2 o'clock this afternoon at Muller's auction room, Vesey St.

Upon their own request, Judge (Continued on Page 3)

50 Prominent Executives Invited to Ampe Luncheon

More than 50 film executives have been invited by John C. Flinn to be guests of the A.M.P.A. at the organization's Christmas luncheon to be held Thursday in the grand ballroom of the Hotel Astor at 12:45.

(Continued on Page 7)

Industry Executives Foresee Improvement in Coming Year

Report John Balaban

May Head New Circuit

Chicago—John Balaban may head a new circuit of theaters next year, according to reports making the rounds here.

Four more industry executives, in expressions obtained from them yesterday as part of the series compiled annually for THE FILM DAILY YEAR BOOK, go on record as optimistic on the outlook for

(Continued on Page 7)

Complaint Being Sent to Rosenblatt Against Indie Circuits

Cleveland—Charges that a group of independent circuit operators here have brought about a situation which is claimed to be unbearable to a score or more of small independent exhibitors in that city are contained in a complaint being prepared for submission to Sol A. Rosenblatt, NRA Deputy Administrator. There is also a movement on foot to organize the score or more of owners in this group into an association to fight the independent circuit operators.

Prominent among the group are Sam Deutsch, Sam Barck, D. L.

(Continued on Page 7)

PARMA' T CREDITORS

FIGHT $296,053 FEES

Opposition to claims aggregating $296,053 filed by Parma Public receivers and their attorneys for services rendered during the 12-week equity receivership which preceded

(Continued on Page 3)

Hoblitzelle to Build

$250,000 Dallas House

Dallas—Part of Karl Hoblitzelle's program to figure in neighborhood exhibition here includes a $250,000 theater, to be erected soon, for Highland Park Spanish Village.

Plans are also being drawn by architects for theaters in Oak Cliff, South Dallas and possibly in Oak Lawn.

"Ten Best" Dark Horse

When those who were going to be surprised when the Ten Best Pictures of 1933 were announced is a certain critic who, in addition to picking his Ten Best, went a few steps further and named his "Ten Worst". One of those 'worst' pictures is noted by The Film Daily in a special department, in sorting out the ballots, has a 10-to-1 chance of turning out to be one of the Ten Best.
**Coming and Going**

RICHARD WALLACE arrived in New York yesterday.

HARLEY L. CLARKE is on his way back from Europe aboard the Bremec.

H. M. ADDISON, local district manager in New York, expects to be in New York today.

ED KUYKENDALL arrived in New York yesterday from the south.

DONALD M. LINDSTROM, recently appointed by Phil Reisman as RKO Radio's special representative in the Far East, leaves today by train for San Francisco, where he will embark Dec. 29 on the Chichibu-Maru for Yokohama, first port of call, leaving afterwards for Kobe, Shanghai, Hongkong, Manila, Singapore and Australia.

MRS. H. M. ADDISON, mother of Charles (Budd) Lesogor, is at the Lombardy from Berkeley, Calif.

DON DEAN, called the Rudy Value of South America, is returning to The Warner Ruth, Texas, for a few weeks, then will return to Hollywood, where he has been visiting his parents for a week. He leaves Friday for New York to resume his broadcasting over Station LRL.

**Federation's Code O. K.**

Expected at Dec. 27 Meet

Approval of the industry code, possibly with some reservations, is expected to be signed by the Federal Trade Commission. The operation of the M. P. I. industry at a general membership meeting scheduled for Wednesday night, Dec. 27, in the Ritz Hotel in New York.

Martin Remodeling Calumet Calumet, Mich.—J. C. Martin, for 20 years operator of the Laurium Theater in Laurium, Mich., who recently took over the remodeling of the M. P. I. industry at a general membership meeting scheduled for Wednesday night, Dec. 27, in the Ritz Hotel in New York.

The theater is now open part-time and will probably continue on that basis until conditions improve.

The Calumet and Laurium are the only houses now operating in this district, compared with nine some years ago. Business is good, the box office has been so bad, chiefly due to the low price of copper, that every theater, in Callumet, Laurium, Hancock and Houghton has changed hands at least once in the last year.

Merian Cooper's Father Dies

Jacksonville, Fla.—John C. Cooper, Sr., one of Florida's most distinguished lawyers and father of Merian C. Cooper, RKO production chief, died here Sunday night.

**WANTED**

SALES REPRESENTATIVE

to supervise distribution of established series of shorts now being released in the nationwide market. Unusual opportunity for enthusiastic writer to acquire prestige, without investment, in growing organization. Must be thoroughly familiar with picture, be a man of accomplishment and be interested in the future in the publishing and distribution business. Write fully to BOX 910.

The Film Daily

1650 Broadway.

New York City.

N.Y.

**The Industry's Date Book**

Today: Adjourned annual convention of IAAC at Alton, Ill., Owners of New York, Jersey Theater, Trenton, N. J.

Today: Annual convention of Associated Film Owners of Indiana, Cinemal Hotel, Indianapolis.


**RCA Photophone Holds 2-Day Sales Convention**

Garden—A two-day sales convention of RCA Victor Photophone representatives from coast-to-coast gets under way here this morning. E. O. Hoy, manager of the Photophone Division, will open the sessions. Entertainment program includes a visit to the first Drive-In Theater, a preview of two features and a dinner at the Walt Whitman Hotel. Tomorrow the whole party enthrals for New York to go through the NBC studios and the radio city theaters.

**Unusual Indep't Films In Programs at Carnegie**

Programs of original, novel and daring artistic pictures produced independently are to be sponsored by DuWorld Pictures, Inc., headed by Alfred (Bill) Corn. The company will open the first program, to be given Christmas week at the Little Carnegie Playhouse, consisting of "Dawn to Dawn," a three-reeler made by Cameron Macpherson and formerly known as "Black Dawn." "Lot in Sodom," produced by Dr. John S. Watson, Jr., and Melville Webber, and other subjects.

Close Latin Film Deal

Deals were closed yesterday between the Carnegie Playhouse and Reliable Film Export Co., and Tomas Garcia G. C. of Santiago, Chile, for the distribution of American films in Chile. Ten Monogram and four Freuler features have already been shipped to Santiago under the deal.

G-M-G Casting "Ah, Wilderness!" West Coast Bureau of THE FILM DAILY Hollywood—Cast selections for the film version of "Ah, Wilderness!" the Eugene O'Neill play now in its twelfth week on Broadway with George M. Cohan as star, are now being made by G-M-G. It will give O'Neill's third O'Neill play filmed by Metro.

"Fashions of 1934" Release Switched

Fashions of 1934" has been changed from a Warner Bros. to a first National release. It is an entirely new version of "Cout-Edas," starring William Powell and Bette Davis and will be nationally released Feb. 17.

S. R. O. for Serial in New York

New York—"Tarzan," only serial to play a first-run house here in six months, is putting out a S. R. O. sign for Saturday matinees at the Tudor.
POSTER CODE HEARING
SET FOR JANUARY 3

(Continued from Page 1)

hour week and minimum wage of $18.40 weekly. A Code Authority of eight members is proposed, with the Administrative Board to add members if necessary. Five would be elected from the Poster Ass'n and three from outside the association, but pending election of the members to be held not later than April 30, 1934, the board of directors of the association will act as the governing body.

It is specified that if any action by the Code Authority is found unenforceable, the Administrative Board may suspend such action for 30 days pending investigation. The usual unfair trade practices are specified, as are premiums and gifts. A provision recommends that any price increases due to higher labor costs be delayed as far as possible.

Paramount Creditors
Fight $286,035 Fees
(Continued from Page 1)

he bankruptcy asserted itself at a creditors' meeting yesterday before Referee Henry K. Davis, but failed to materialize to anticipated heights. The creditors' meeting, however, will determine a detailed plan of liquidation of the company, and as many claims as possible will be filed at the office of Friday. This procedure prevents the normal presentation of objections by detailed degree and arouses the ire of Saul E. Rogers, Samuel Zinn, Victor House and other attorneys representing bondholders who wanted to protest against the claims orally.

Rogers briefly attacked the "exigency" of the claims and restated more details. Davis explained that attorneys for the receivers will determine the actual value and legal form of the claims and grounds and called Eliau Root of Root, Clark & Buckles, counsel for the receivers, to Dec. 29 to answer to objections. Rogers asserted the receivers as at a bound and the attempted to protect the interests of the company's creditors. He asked Root why the claim Charles D. Hilles as receiver exceeded that of Adolph Zukor, as he was found in his office in the fact that the claim, by his own admission, was an exaggerated view of the film industry. He replied that Zukor deliberately sought a smaller amount to coin with his reduced weekly salary.

First Division Delays Moving
Due to unforeseen delay, First Division will not take up its new Radio quarterly until Dec. 28.

FUND TO GET GIFTS
FOR POOR FILM KIDS

Toys and other gifts being placed on "Tree for Other People" at the Little Picture House on East 50th St. will be given to children of stage and screen actors by the Actors' Fund of America. The plans are in accordance with arrangements made yesterday by Alice G. Ryan of the Actors' Fund and Sophie K. Smith, managing director of the fund. The donations will be made by Miss Smith in cooperation with the FILM DAILY RELIEF FUND, which for the past two years has been the recipient of Christmas gifts from the theater.

On the four days left in the annual Relief Fund campaign for contributions, at least $1,000 more should reach the treasury to bring the total collections up to average YOUR dollar, or five, or ten, will help swell the fund and make it possible for the worthy film men and women who will apply for aid during the year. Contributors yesterday were M. J. Kandel, B. Blumenthal, David Barrist, Jack Glucksam, Sack Amusement Enterprises and "Red" Kann. Have YOUR name on the list tomorrow.

Court Not Blocking
Sale of Loew Stock
(Continued from Page 1)

Knox discharged Thomas N. Perkins and John R. Hazel, trustees, from further duties, despite many expressions seeking their continuance. Judge Knox pointed out that so far the Government has not complained against the sale of Loew stock.

Disney Awarded Medal
For Service to Children
West Coast Bureau of THE FILM DAILY

Hollywood — Walter Disney yesterday was awarded the "Parents' Magazine" medal for distinguished service to children in appreciation of his contribution to the happiness of the kids by his Silly Symphony and Mickey Mouse cartoons. Presentation was made at a luncheon in the Disney Studio attended by leaders in child welfare and education.

Fire Destroys Sparks House
Tallahassee—E. J. Sparks, leasing the State, lost only the equipment when it was destroyed by fire recently. It is known that he contemplated renting his own house as a replacement if proper terms can be negotiated.
returns!
Hollywood Plaza

A LITTLE from "LOTS"

****

Lloyd French is directing Stan Laurel and Oliver Hardy in the third of their new series of shorts, "Oliver the Eighth.

****

J. Boyce Smith, William P. S. Earle, Donald Lee, Herman and Joe Martin, Floyd Murphy, Bob W. Stroehl, and Sidney Buchanan are among the former Columbia university students who will be rooting at the Columbia Stanford game at the Pasadena Rose Bowl Jan. 1.

****

Eddie Cahn will direct "Murder at Buxford Arms" for Columbia. Harold Shumate wrote the story, and Ralph Bellamy will play the leading male role.

****

Allan Vincent, Sterling Holloway, June Brewster, Spencer Charters and Howard Wilson are the latest additions to the cast of RKO's "Secret Story." -

****

Stanley Fields, John M. Quaen, Richard Carle and Joseph Sayers have been cast in the cast of RKO's "Se, You Won't Sing Eh?" Glen Tryon has been signed as a "super-gag man" for this production, which William Seiter is directing.

****

Shot on the two-reel comedy which features Stoopnagle and Judi and being produced by Al Jaffee for independent release. It has been completed at the Eastern service studio in Astoria. Olive Jorden supports the comedy team in this short. William Watson, veteran comedy director, is still suffering from frost-bitten ears after shooting the exteriors for the picture during the worst weather New York has experienced for years. Fred Schell, assisted in the direction with George Weber doing the camera work.

The fifth of the series of two-reel musical comedies being produced by Mayer Davis-Yan Beuren for RKO "style" animation of an American kid's fare and has been tentatively titled "Sea Song." Monte Collins, who plays the leading role, also wrote the story. Rudy Currill plays the female lead and the cast also includes Ruth Clarke, Eddie Roberts, Jack Shafter, Arthur Tracy, Baby Rose Marie, Sisters of the Skillet and Freda Martin and his parents. This one did the marking, with Monroe Shaw supervising and Joe Nudel managing production.

Otto Saglow, creator of the famous "Little King," has drawn a special Christmas animated cartoon subject for RKO-Yan Beuren wherein the merry monarch becomes a good samaritan with charitable purposes and comic effect.

****

Edgar Morin, Cyrus Wood and David Oshvent of the Brooklyn Times, phonograph writing staff have completed their script for "Story Conference," a two-reel "Broadway Bouillabaisse" musical in which Lillian Roth will be starred.

Tabloid Reviews of FOREIGN FILMS

"TOD UBER SHANGHAI" ("Death Over Shanghai"), in German; produced by Siegel-Monopol; directed by Ralf Randolf; with Theodor Los, Else Elster, Robert Eckert, Gerda Maurus, Peter von, Georg John. At the 79th St. theater. Action, thrill and mystery abound in this typical American mystery spoofed by gangsters and rescued by an American detective, during a siege by the Japanese.

"VOLGA VOLGA," Soviet silent, with English printing, talk and music; directed by W. Turzanski; with H. A. Shetel, Lillian Hall-Davis, Boris de Fort, Georgi Serok, Stalk Stegenoff. Distributed by Kinemaide. At the RKO Cames. Russian romantic-adventure story dealing with a Cossack. Robin Hood is suitable for the theaters. Has good direction, acting and photography.
FILM EXECUTIVES SEE IMPROVEMENT IN 1934

(Continued from Page 1)
1934. The officials include Felix F. Feist, sales chief (M-G-M); Fred Wehrenberg, president of the M.P. T.O. of St. Louis; Eastern Missouri and Southern Illinois, the Grade A L. Sears, Warner-First National sales executive, and William Saal, now an independent producer. Their statements follow.

Optimism Pays

BY FELIX F. FEIST

CONDITIONS improved during 1933.

The reasons are plentiful and plain.

In 1934, as always, the rewards will go to those who contribute most industriously and intelligently to the desire for betterment of our business.

Optimism pays.

Back the Administration

BY FRED WEHRENBERG

WELL we sent to Washington last month and the Government has told us what to do and what not to do. I have great faith in the N.R.A. Now it is up to us. We went there wanted, but we at least came out with something.

Every exhibitor should back the Administration and the N.R.A., and if the code works a hardship, the leaders of this industry will see that it is changed, but we must at least give it a fair trial.

So my advice to all exhibitors is: keep your chin up, keep a stiff upper lip, be a good showman, cooperate with the Better Films Council by getting back of a family light, and 1934 will be O. K.

Must Watch Foreign Field

BY WILLIAM SAAL

The outlook for 1934 for this industry in any opinion is a one way street—definitely up.

The product for the past year has been produced by both the majors and the independents for the domestic field has proven box office merit, and more important, consistently improved in quality and showmanship. Public confidence in the industry is slowly but surely being rehabilitated, and if the chief executives of our industry use the same amount of common sense and business acumen in the future as they have in the past two years of depression, there is no question that this business will return to public favor both for the foreign field, particularly the English speaking countries, where we are to compete to cut producers from the other side.

Any of our producers with the type of story selected for production are practicing an amicable policy of isolation and American companies are entirely too dependent upon this great source of revenue not to give careful thought and research to the continued control of these great markets, which are slowly but surely being absorbed by the great efforts being made by foreign producers to capture their home markets.

Quick Comeback Possible

BY GRADWELL L. SEARS

It It is my humble opinion that the outlook for 1934, insofar as the motion picture business is concerned, is much the same as it was in 1934, or it will be in 1944. Good pictures will tell the story.

Our business is undoubtedly the most resilient and business back suffer under the pressure of good pictures, than any other business. This was particularly noticeable to the writer during the release of the production, "42nd Street," at the time of the bank moratorium, wide spread receiverships, bankruptcies, etc. In spite of the darkest hour this country has known since the Civil War, a great picture did great business. Subsequent pictures have conclusively demonstrated this observation again and again.

The trend of the public today, and possibly for the coming year, seems to be toward good stories and good entertainment, to star, or combination of stars, today can carry a bad vehicle, and by the reverse, a good story well cast and handled with all requirements is universally popular. The possible explanation of this very definite trend may be due to the fact that the American people, generally are not blinded by the glamour which was present during the pro-depression days, and Mr. and Mrs. Theatregoer are more honest with themselves and more earnest in their desire for good entertainment.

As regards our course under the N.R.A. and the Code of Fair Competition, this program must be 

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CLEVELAND EXHIBS

APPEALING TO N.R.A.

(Continued from Page 1)

Schumann, Kaplan Bros., H. Smith, and Frank Grimes.

Complaints of the group, according to a spokesman, include overbuying on the part of the independents, and independent circuits to the damage of the independents and extra-protection demands.

Notwithstanding the fact that all complainants are members of the Cleveland exhibitor association, they claim that they have not been able to obtain relief. It is indicated that Myer Fischer of the Mall and Fountain theaters will head the new group of exhibitors.

60 Prominent Executives

Invited to Amoco Luncheon

(Continued from Page 1)

P. M. According to reports from Paul Benjamin, treasurer of the A. M. P. A. it is possible that the affair will be a sell-out and that those with tickets are advised to secure them from him at 630 Ninth Ave. before Thursday moring. Invitations have been issued to the notable executives.


Improved Status Shown

By Publix N. E. Circuit

(Continued from Page 1)

10. Olympia Theaters received $215,711.36, disbursed $129,171.69, and now has on hand $86,539.77, against $38,783.74 on hand Feb. 1. Olympia Operating Co. received $1,081,966.79 from operation of theaters, $21,351.87 from funds under attachment, and $1,070,618.58 cash on hand July 1, totaling $1,283,311.24. Disbursements were $1,062,724.64, leaving a balance of $260,586.61.

Consumer May Get

More Voice on Code

(Continued from Page 1)

members of the board, being a labor advisor appointed by the labor advisory board and a consumers' representative appointed by the N.R.A. consumers' board.

Mr. WYATT Johnson, leader of the Russell Sage Foundation and F. W. Snyder, M. C. Oxford, is to head a committee which shall have the responsibility of looking into the possibility of a joint agreement, the M. P. T. O. of Maryland, of which F. A. Norgard is president, has now made arrangement with the consumer's representatives and the N.R.A. with all requirements of the film code.
7 reasons why
PARAMOUNT’S
"DESIGN FOR LIVING"
is an outstanding hit
New Association Embraces
30 Firms Serving
6,500 Theaters

Coincidental with organization of the National Film Carriers, Inc., a trade association representing more than 30 companies serving 6,500 theaters, plans were made yesterday for petitioning the NRA for a separate code to cover this industry.

At present this phase of the film business is covered by the trucking code. The executive committee of the

**ERPI AGREEMENT UPHeld BY COURT**

Disallowing the defense of Landbar Amusement Co., operating the Gem, New York, that its contract with Electrical Research Products was a service contract and therefore no payments were required during six weeks that the theater was closed, Justice Kahn of the New York City Court has handed

Court Rules Landlord
**Can't Hold Equipment**

The owner of a theater has no lien on sound reproducing equipment leased by a third party to a tenant operator for a period of years, according to a ruling by the U. S. District Court, Southern Dis-

**British Films Gain in Canada**

Toronto—Out of 490 features submitted for censorship here in the fiscal year ended Oct. 31, England supplied 120, or three times the number in the preceding year. Including shorts, 2,219 were submitted in the year. Of this number 108 were British and practically all the others American. Only 24 pictures were disapproved, and 1,216 were passed without a single alteration. The Canadian press is plug-

**Korda Wins British Medal For 'Henry VIII' Direction**

London—Alexander Korda, director of "Private Life of Henry VIII," a London Films production released by United Artists, has received a Gold Medal of Merit, to be awarded annually by the Council of the Institute of Amateur Cinematographers to the director of the finest talking picture made in Britain.
"Going Hollywood"

Though it is getting monotonous to have to keep praising each new musical that comes along, we keep mentioning the praise so that there is nothing else to do about it. This effort from M-G-M is a real bonny. It has a dandy Cinderella story, with some cleverly handled situations, and - the direction by Raoul Walsh, appearance by Marlon Davis, Bing Crosby, Fifi D'Orsay, Stuart Erwin, Red Skaps and Patly Kelly, and all those musical trimmings such as gorgeous music and elaborate back-

grounds that are now a matter of course with musicals. The picture has many sly, sharp, irereal comedy gags and satire, and is bound to be a hit with the expert

ers, that the affair should click in a big way with all audiences. "Going Hollywood" is going box-office.

GILLETTE

M-G-M Seeks to Compel
Shorter British Programs

London—Alarmed at the spread of programs running for five and four

hours, M-G-M will withhold its prod-

uct from any theater that does not agree to limit its program to a maximum of three hours. This will be made part of the M-G-M contact, according to Sam Eckman, Jr.

Columbia Writers at Peak

West Coast Bureau of THE FILM DAILY

Hollywood—Following the recent addition of Achmed Abdullah, Leon-

ard Praskins and Arthur Kober, the writing staff at Columbia now numbers about 20, the largest in the company's history. Laurence Stallings, Giuliana Rogers St. John, Jo

Swerling, Sidney Buckman, Arthur Kober, Lawrence Hazard, Ethel Hill, Dorothy Scharf, George Waggoner, Horace McCoy, Harold Shumate, Robert Quigley and Robert Riskin are among the others on the list.

Daughter to Walt Disney

West Coast Bureau of THE FILM DAILY

Hollywood—A daughter was born to Walt Disney. The new-comer, named Diane Marie Disney, arrived while her famous father was at a luncheon being awarded for
distinguished service to kids through the medium of his cartoon comedies.

Close Foreign Distribution Deal

All product of Educational Picture

s and Far East Film will hereafter be distributed in Europe and Africa by Films Red Star, of Paris, under a deal closed by E. W. Ham-

mons of Educational and Edwin Miles Fadman of Red Star. The United Kingdom is not included in the arrangement.

New Shreveport House

Shreveport, La. — Claude Hazel, manager of the Capitol, will be in charge of the newest subsequent show house now under construction in the Highland section. Walter George is financing.

"Kuhle Wampe" at Fifth Ave.

"Kuhle Wampe" ("Whither Ger-

many"") produced by the Nazat- tendance tonight at the Friday at the Fifth Ave. Playhouse. It is accompanied by English titles and talk.

"Rio" Release Date Set

RKO has set Dec. 29 as the release date for "Flying Down to Rio," while "Son of Kong" will be released Dec. 22.

Kansas Town Goes Dark

In Blue Law Protest

Manhattan, Kan. — In protest against the vote of citizens prohib-

iting Hollywood shows, a group of the aiers there have closed indefinitely.

More M-G-M Releases Set


Big Booking for "Beanstalk"

In a booking that aggregates 350 playing dates, "Jack and the Bean-

stalk" Comicolor cartoon released by Celebrity and distributed here by Principal Exchanges, will play the entire RKO and Warner circuits in the metropolitan area for the full seven days next week.

Herman Timberg at RKO Studios
West Coast Bureau of THE FILM DAILY

Hollywood—Herman Timberg, former vaudeville star and now a film gagnan, has been signed by RKO to do the dialogue for Wheeler and Woolsey's next picture, which starts in January.

Cantor to Sell Tickets at Opening

Eddie Cantor will be on hand in

person to sell tickets to the opening audience for "Roman Scandals" at the Mi starting Saturday morn-

ing. Cantor also will make an appearance on the Rivoli stage at the premiere of his latest Samuel Gold-

wyn-United Artists release.

3-Read Educational Musical

Educational's second Musical Com-
pedy, "Poppin' the Cork," produced by Jack White is to be released as a three-reeler, instead of cutting it. Entertainement value of the material warrants its release according to White. Milton Berle is starred in it.

Jack Levin Being Installed

Jack Levin of the Copyright Protection Bureau will be installed as tonight chairman of the board of trustees of the Simon Cohen Mem-

orial Foundation, Masonic organiza-

tion.

"Smoky" Next at Mayfair

Fox's "Smoky" has been booked at the Mayfair to follow "Oriental at Large."
THE SAME TO YOU—Metro-Goldwyn-Mayer
TOO BIG FOR THE WORLD...

See them soar through the heavens!... an armada of beauty on the wings of giant planes!... The breath-taking climax of all screen entertainments with music!

GLORIOUS MUSIC BY VINCENT YOUMANS
SO THEY STAGED IT IN THE SKIES!

Blazing romance, loved to lilting melodies!... Gay laughter!... Dances!... Songs!... 200 beautiful girls, picked from 10,000, in unforgettable scenes of splendor!... And a glittering cast of stars headed by

DOLORES DEL RIO
GENE RAYMOND • RAUL ROULIEN
GINGER ROGERS • FRED ASTAIRE

see them do the "CARIoca"

...that tantalizing, hypnotizing Brazilian dance sensation now seen for the first time north of the Equator!

MERIAN C. COOPER, Executive Producer

Fabulously staged by Lou Brock. Stunningly directed by Thornton Freeland. Lovely lyrics by Edward Eliscu and Gus Kahn.
AN AD WITHOUT A CAPTION!

MOTION PICTURE DAILY'S HOLLYWOOD PREVIEW

“Gallant Lady”

(20th Century)

Hollywood, Dec. 5—“Gallant Lady” is big and fine. A thrilling picture, throbbing with a measured beat of human sympathy. Audiences will meet, know, and be pulling for as swell a group of human beings, led by Ann Harding and a stellar cast, as have graced the screen in some time.

Not since “Holiday” has Miss Harding been accorded such a genuine, sincere and meaty role. She handles it with feeling and telling effect.

The story concerns a girl courageous. Her name, killed in a take-off on a trans-Atlantic flight, forces her to have her child adopted. Her attachments to three men, her business success, her yearning and quest for her baby boy, and her final break for happiness are meager high-lights of an absorbing plot.

Charged with quiet power, suffused with poignant pathos, the picture reveals dramatic heartbreak in a touching and tender mood. Sigh and sob are broken by smiles and laughs. Ann Harding softly etches a portrait that engraves itself on one's memory.

Clive Brook, as a social outcast, elevates human frailty superbly. Tullio Carminati is gay, Otto Kruger is dependable, and both give quality performances as the two other men in Ann Harding's life. Janet Beecher, rich in stage experience, turns in a warm, competent and sincere portrayal. Dickie Moore is a lovable, regular fellow.

Betty Lawford, as the female menace, handles a tough job nicely.

Gregory La Cava's direction, keeping the human values well in front at all times, is expert in all departments. Sam Mintz's screen play is a model of craftsmanship.

“Gallant Lady” exploits the heartaches and gropings of real people. Its soft symphony reaches the hidden springs of emotions and plays wholesome music on the heartstrings.

Appealing to all classes, “Gallant Lady” may well be considered out-standing, should do standout business where Ann Harding's name pulls and should rejuvenate her popularity elsewhere.

JOSEPH M. SCHENCK presents

Ann HARDING

“Gallant Lady” with

CLIVE BROOK

OTTO KRUGER

TULLIO CARMINATI • DICKIE MOORE

A DARRYL F. ZANUCK production

Directed by Gregory La Cava
FILM CARRIERS ASK FOR SEPARATE CODE

(Continued from Page 1)

the new provision was authorized to handle the matter.

James P. Clark of the Horlac her Delivery Service, Philadelphia, was also elected a director of the organization at the meeting which took place yesterday and Monday at the Hotel Pennsylvania here. H. C. Robinson of Film Truck Service, Detroit and Chicago, was named vice-president. Clint Weyer, 110 William St., New York, is executive-secretary of the association, which plans to standardize delivery systems, systemize truck equipment and generally effect economies from both the standpoints of the distributor and the exhibitor.

Other officers of the association are:


T. W. Gilby, director, who attended the organization meeting included J. Bradley, Film Producer; S. C. Fenn, Chicago; L. H. B. P. Connolly, Theater Service Co., Minneapolis; S. V. Bonello, Film Express Service, Minneapolis; C. W. Trumpe, Film Service, Inc., Milwaukee; Ben Koenig, and Alfred Siedlis- tov of Milwaukee; M. H. Howell, Trucking Service, Inc., Rochester; G. M. Rhe- mmann, Syracuse; A. P. Siegel, Siegel Trucking Co., Albany; Northwest Film Delivery Service Co., Minneapolis; R. W. Vickers, Film Service, Cleveland; J. A. Albright, Theater Service Co., Topeka; H. B. Solomon, Clinton; L. H. Walz, Interstate Film Service, Minneapolis; C. V. O. O’Hara, Film End West, Minneapolis; Harry Kahan, Kahan Delivery Service, St. Louis; M. Adamson, N. J. Siegel Service, Philadelphia, members of the association estimate they own and operate 375 trucks.

Ted Jefferson Dead

West Coast Bureau of THE FILM DAILY

Hollywood—Ted Jefferson, actor and brother of Stan Laurel, died this week. He was about 37 years old and is survived by his widow.

Ferguson New Guild Secretary

Dave Ferguson, actor and former manager of the Colonial theater, has been appointed to succeed the late Lenory Haskell as recording secretary of the Jewish Theatrical Guild of America.

Receiver's Party

Dallas—Clarence Linz, who directs business acumen with Elm Street's best sense of humor, which he used to wind up his legal control of Southern Enterprises with the West Coast Theatre party next month. The three local critics, John Pettit, John Root and Joe Lintz and Edmond Barr, have been appointed impresarios of the picture and will have Dubzelle, R. J. O'Donnell and Linz will be given all the space they need to express their views and criticism of the show.

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SECRETS GROUP BUYS LOEW STOG

(Continued from Page 1)

Several banks of the common object to the sale, but the protest did not prevent its being held as Judy, Knox, in the U. S. District Court for the highest bidder, had decided to obstruct the procedure. Market value of the stock at yesterday's closing prices was $30 a share.

Court Rules Landlord Can't Hold Equipment

(Continued from Page 1)

trict of Texas, in the case of D. lap, et al., vs. Stein, et al., invo- lving Western Electric Equipment, Dunlap and Schonberg, landlords of the Bijou Theater, La Feria, Tex., leased the house to E. F. Stein, who made an agreement with Dunlap, the day, had delivered, leased, and the lease was, in fact, a condition sale, and that Stein, having title to the equipment, plaintiffs possess a valid lien thereon under the La of Texas. Judge Kennerly in- against the landlords released, right, title and interest in the equip- ment to be in Erpi.

Publix Sale Up Today

Some opposition to Paramount Publix authorizing its subsidiary Famous Theaters Corp., to bid $3,000,000 for assets of Publix Enterta- inment, was expected to crop up this morning when creditors of the pat- ent corporation meet to pass on proposal at the office of Refe- Henry K. Davis.

Majestic Incorporates in Mo.

St. Louis—Majestic Pictures Co. has been incorporated here, to do in films and places of amusement Incorporators are Thomas A. Fei- and Herman Glueckman of New York and Barton N. Grant, local torney.

HAPPY RETURNS

Best wishes are extended by THE FILM DAILY to the following participants in the industry, who are celebrat- ing their birthdays:

Dec. 20

Irene Dunne
William C. Frey

MANY HAPPY RETURNS
"CRIMINAL AT LARGE"
Heller. 70 mins.
BRITISH-MADE MURDER MYSTERY IS A FAIRLY GOOD MELODRAMATIC TYPE BUT LACKS CLIMACTIC KICK.

Based on the story and stage play by Edgar Wallace, this belongs to the class of murder melodramas that go in heavily for mystery, foreshadowing and suspense through the medium of characters who act meaninglessly and others who are continually frightened out of their wits. Though it is obviously thick stuff, the good-sized audience that exists for such mystery yarns ought to get fair satisfaction from this one. Plot revolves around a charming girl held captive by an unscrupulous noblewoman who wants her son to marry the girl so that the family's long ancestral line will not be broken. The son happens to be a madman part of the time, getting spells that cause him to go around strangling people. In one of the moments when he appears to be just a stupid dub, the son calls on Scotland Yard and tells about the strange doings on his estate. So a contingent from the Yard goes out there and, after much putting around, the son gets one of his fits and spills the dope about himself, after which he commits suicide. The climax, however, misses having a punch. Picture was made by Gainsborough.

Cast: Emlyn Williams, Cathleen Nesbitt, Norman McKinnell, Gordon Harker, Cyril Raymond, Bella Crystall, D. A. Clarke-Smith, Percy Pansons, Finlay Currie, Julian Royce, Eric Roland.

Director, T. Hayes Hunter; Author, Edgar Wallace; Adaptor, same; other credits not obtainable.

Direction. Good. Photography, Good.

"THE FILM PARADE" I. Stuart Blackton. 55 mins.
DIVERTING COMPILATION OF OLD NEGATIVES DEPICTING STORY OF FILM PRODUCTION FROM SUPPOSED ORIGIN IN 1600 B.C. TO THE DAY OF SOUND.

Tracing in imaginative and interesting fashion the idea of the origin of motion pictures from the Egyptian temple of Eros to the days of sound, this picture is chiefly noteworthy for the fact that there are more shots of past and present film stars in their old vehicles than has been offered to the public before. As these shots are novel today, the sequences interesting and the running commentary by J. Stuart Blackton shot through with plenty gags, the result is very entertaining. Picture is ideal for double bills and should appeal anywhere. Blackton is introduced as the film commentator early in the film after it is shown that he covered Edison's first exhibition of motion picture for the New York "Evening World" and then became one of the pioneer movie makers. Some slight production, merely adequate, was used in the early part of the film. The material is dramatically presented throughout.

The windup with its suggestion that perhaps science will be able to bring back the voices of Lincoln via control of sound waves is 'way over the heads of the audience and mystifying for there is little explanation. The film has slight claim to any significance except in spots. It aims to entertain and docs. The photography is good throughout. Blackton's comment on how he and his partner made the epic cine-reeler, "The Victory of Manila Bay," for $3.57 will interest present-day producers.

JOIN THE REGULAR FELLOWS HELP THE FILM DAILY RELIEF FUND
**FILM EXECUTIVES GIVE 1934 VIEWS**

(Continued from Page 1)

**A Little from "LOTS"**

By RALPH WILK

HOLLYWOOD

NEARLY 300 choruses and girls are being used by Fox in three musicals, "Fox Follies," George White's Scandals" and B. G. DeSylva's "Bottoms Up."

Victor Fleming was secretly married to Lucille L. Rosson, Beverly Hills social leader, on Sept. 26 in Yuma, it was learned this week.

Heather Angel will play the feminine lead in Fox's "Murder in Trinidadd." Nigel Bruce has the male lead.

Production starts Jan. 17.

Invincible's fourth production of the season, tentatively titled "Swan Song," cast includes John Mack Brown, Claire Windsor, Anita Louise, Kenneth Thomson, Matty Kemp, Joseph Swickard, Niles Welch, Mary Gordon, Jerry Madden and Edythe M. Fellows, with Frank Strayer directing.

Production on "David Harum," starring Mrs. Rogers, started this week at Fox.

Monogram has placed "Mystery Liner" in work. William Nigh is directing.

"Three On a Honeymoon" will be the title of Ishbel Ross' popular novel, "Promenade Deck," when Fox converts it to the films. Hamilton MacFadden is slated to direct the story on an ocean greyhound's crossing, and a cast is now being assembled.

Hal Le Roy has been added by Warners to the cast of "Wonder Bar." Ferdinand Gottschalk has replaced Henry O'Neill in "Upper World," while Andy Devine has been cast in the role formerly assigned to Allen Jenkins and as Carroll Nance has been added to the cast of the same film.

**CLEANER STORIES**

By WINFIELD SHEEHAN

I BELIEVE we are going to return to an era of honest stories dealing with human emotions and interests. Above all, clean stories with wholesome humor will find favor with a sophisticated screen play, whose characters are unreal, synthetic sinners, is passé. The public's taste turns to the real problems and actual struggles of regular people who live clean lives.

It is the great mission of motion pictures to take the lead in this campaign. Literature and the stage have given themselves over to decadence, the screen must begin the renaissance in clean entertainment for the whole family.

Musicals with a good story, catchy music, and interesting personalities, will make money. But a hackneyed narrative with poor music and cast lacking in talent will "drop." The world's political unrest demands a reaction in its entertainment to optimism, comedy and wit.

The coming year will produce a new crop of personality-driven acting and actresses recruited from all over the world, have been tested, coached, tried out and developed to a peak where the whole world can have the presentation to the public in featured parts. Not all will make the grade, but from this group our future and increasingly talented stars will emerge.

**FORGING STEADILY AHEAD**

By MAJOR ALBERT W. WARNER

THANKS to the leadership of President Roosevelt and the stimulating influence of the NRA as well as the imbued fighting spirit and good humor of the American people, our country is forging slowly but steadily ahead to better times.

The motion picture industry is marching forward with the rest of commercial America and it is obvious that we will be one of these to receive the benefits that are sure to come.

With hope, confidence and the feeling of security assured, a greater demand for entertainment will be created—and Warner Bros. pledge themselves to meet this demand with the highest quality of pictures.

**IMPROVEMENT IN AFFAIRS**

By M. E. COMERFORD

AFFAIRS in the motion picture industry, I feel, will advance considerably in the coming year. There may be some important adjustments, and even an extension of independent production, but the substantial elements will guide us.

There never was a time in our business when same, sensible and reliable leadership was more essential. This is the prevailing opinion in the rank and file that the meeting with representatives of all divisions. We have the men available, and it is the business of all to make the best choice, when the occasion presents itself, for the benefit of all parts of the industry.

**GREATER COOPERATION**

By JOE BRANDT

I STILL maintain that business prospects, as far as the motion picture industry is concerned, depend primarily on quality of product and not on economic or industrial conditions.

I advocate a definite reduction in the number of pictures being made by the major companies in order that they may concentrate on quality and not quantity.

I urge a more liberal patronage and co-operative spirit towards the independent producer and an honest attempt by all distributors to preserve the equities which the independent theater owner has in his theater.

I emphasize the importance of a liberal interpretation of the principles intended to be included in the Motion Picture Code. I caution all factions of the industry to adopt a policy of unity and live.

I am hopeful that the industry will see the wisdom of a more drastic censorship of salacious material and vulgar dialogue in order that the criticism of the church and women's organizations may be eliminated.

**A "DELIVERER" YEAR**

By E. H. GOLDSTEIN

FORECASTS and prophecies, an accepted routine of film business at this time of year, are a cinch to make. Just kid yourself a little, close your eyes to the obvious and bang—a cheery, optimistic statement, seldom based on facts issues forth. And it's a good idea.

We need plenty of cheer, plenty of optimism, provided it's mixed with common sense.

I see 1934 as a better year, naturally. Improvement has been slow but sure. Majestic has benefited by the upturn, but only because this company has faced the facts, and more important even than that, Majestic has delivered.

The above general statement is—two of our productions on Broadway first ran screens in one week—circuit bookings from coast to coast, with living confirmations of the part of exhibitors in our organization and our program.

The year 1934 will be a good year for us, because we intend to keep right on delivering—pictures, service, specialized exploitation co-operation and it will be a good year for all others who do the same thing.

**MORE POWER GIVEN NAT'L LABOR BOARD**

(Continued from Page 1)

industries operating under codes as it gives the Board power to settle and mediate, or arbitrate all controversies between employers and employees.

As it pertains to the film industry it means that in any labor disputes arising out of the code itself and where the national board or any of its subsidiaries make a decision, or an interpretation, any violations of its decree carry the same force as violations of the labor provisions of the code itself.

**CODE AUTHORITY MEETINGS WILL BE OPEN TO THE PRESS**

(Continued from Page 1)

ings, Sol A. Rosenblatt, deputy ad-

"He" Opens Dec. 26 at 55th St.

Terminating its series of revivals, the 55th St. Playhouse on Dec. 26 will present the American premiere of "He." Also produced in France but with English dialogue. Bookings to follow include "Sweden, the Land of Vikings," "La Prochard et les Deux Orphe- lines" ("The Two Orphants"), with Yvette Guilbert in her film debut, and "Ariane," with Elisabeth Berg- ner.

Harpo Marx Wows 'Em in Russia

Leningrad—Making his Soviet debut in a comedy act, Harpo Marx received such an ovation at his first performance that his six-minute act was extended 25 minutes. After a week here, Harpo goes to the Music Hall in Moscow. Two whose term on the Federal Radio Commission expires soon.
A XMAS PARTY
Come One Come All

Old Santa Claus and Associated Motion Picture Advertisers, Inc., (A. M. P. A.) cordially invite the men and women of our industry to join with them in a joyous Christmas Luncheon Party to be held on Thursday, Dec. 21st, at 12:45 P. M. in the Grand Ball Room of the Hotel Astor.

The Entire Cost Is One Dollar [$1.00]

Seating accommodations limited to 1,000. A Sell Out Sure

Attendance limited to persons in the motion picture industry and affiliated arts

AN OCCASION FOR THANKSGIVING AND GOOD-FELLOWSHIP

Tickets obtainable in advance from the following:

Columbia Pictures—Lou Goldberg
Educational Films—Gordon White
Film Daily—Marvin Kirsch
Fox Films—Gabe York
Majestic Pictures—Bert Ennis
Metro-Goldwyn-Mayer—Howard Dietz
Monogram Pictures—Ed. Finney
National Screen Service—W. B. Brenner

Paramount Pictures—J. P. McLoughlin
Quigley Publications—Ray Gallagher
R.K.O.—Robert Sisk
The Billboard—Leslie G. Anderson
United Artists—Monroe Greenthal
Universal—Paul Gulick
Variety—Lou Rydell
Warner Bros.—First National—Mort Blumenstock

Come And Make Merry At An Old Fashioned Xmas Party
YOUR MONEY HELPED SAVE THIS FAMILY

(Continued from Page 1)

morning they had been told to vacate their room for which they owed five weeks’ rent. With a few pennies borrowed each day, they had managed to buy enough canned food to keep the little group from starvation, but now they were without shelter, and hungry.

It was one of the most pitiful stories the Fund Committee had ever heard. All details were checked and proven to be true. The man has sought employment for 19 months. Any kind of work would be acceptable, but, being ill and worried, the one-time smile had faded and no one seemed to want his services.

This is what the money which YOU send to the Fund did for this little family. The woman, who needed immediate medical treatment, was placed in a hospital and will undergo an operation this week. The man and the little ones were provided with a room, with rent paid for a week to start. Food was purchased, and a Christmas basket with toys, fixes and a will be delivered to them on Saturday. The Fund does not fail those who are worthy of assistance. DO NOT

FILM

FAIL THE FUND. Send a check today to The Film Daily Relief Fund, 1650 Broadway.

These Have Shared

M. J. Kantel
B. Blumenthal
David Barrist
Jack Glucksman
Sack Amusement
Enterprises

"Red" Kann
William A. Orr
William Scally

"Memory of Sol Brill"
Harry Sherman

Harry Friedman

Castle Films
Film Corp
Morris Kinkler
Sophie R. Smith
Arthur A. Lee
John E. Brown
James A. FitzPatrick
Dorothy D. Bloom

Vincent Trotta
Paul Lazarus
MGM Publicity Dept.
Harold B. Franklin
Charles C. Moskowitz
Samuel Rinzler
James R. Grainger

Arthur W. Stubbies
Mae Strimmer
A. Montague
Al Sherman
H. D. Buckley
W. S. Benton
Vincent Sardi
Kennie Carroll
Lawrence Weisner
Frank C. Walker
Jay O. Leary
A. M. P. A.
W. Ray Johnston
John C. Finn
Arthur Edy
William R. Ferguson
Ned Dupont
M. Van Praag
Alexander Kemper
City Photo Engraving
J. H. Tannenbaum
Randolfe Amusement Co.

Jack Alicrante
J. S. MacLeod
Hal Hodo
David Bernstein
William Masce
Henry Cohen
Don Mertseeau
Richard Brady
Cecil Smith
Don Carlo Gillette
Don Hancock
Leonard Friedman
Jay Emanuel
Ben Amsterdam
Quigley Publications
Wm. B. Bremner
Sam E. Morris
Halley Raines
Marvin Kirsch
Atlantic Theaters
Adelaide D between
Edna Susman
E. A. Schiller
Lewis K. Sidney
C. C. De Potter
K. K. Hichamow
Longacre Press
Gabriel Moss
H. M. Masters
Harry M. Bernstein
W. F. Rodgers

Living Samuels
Teddy Green
Chick Lewis
Val Lewton
Charles Cohen
Henry Gimberg
Phil deAngelis
Milton Weiss
Maurice McKenzie
David Paleyman
Louis Nizer
S. S. Braungburg
W. P. Westa
Eastman Kodak Co.
Hail Roach
Phil Ryan
Gabe Yorke
Mascot Pictures Corp.
Will H. Wills
Harold Auten
Joe Lee
Sam Dambow, Jr.
Arthur Israel, Jr.
J. J. McCarthy
Jack Levy
Sam Rubinstein
Billboard
Harry West
Eli Sugarman
Thomas J. Caans
Roy Nork

ERPI AGREEMENT UPHOLD BY COURT

(Continued from Page 1)
ed down a ruling for Erpi stating that the contract was "one of rental and not of service." The fact that the theater was closed did not affect the accrual of the "rental" under the contract, according to the decision. Erpi was awarded $678.94 with interest.

Fewer Films for Fredric March
West Coast Bureau of THE FILM DAILY
Hollywood — Upon completing "Good Dame," his last picture under five-year contract with Paramount, Fredric March says he will insist on fewer roles. He has been featured in five productions in the last six months.

Joe Brandt Improving
After being laid up by an attack of grippe and some minor ailments, Joe Brandt was much improved yesterday and expects to be out again today or tomorrow.

N-E-W-S O-F T-H-E D-A-Y

St. Louis—Police are hunting two unknown bandits who held up the Lindell Theater for $541.

Kansas City — Exhibitors' Film Delivery Service Co., Inc., has applied for a license to operate as a freight carrier in the western half of Missouri.

Charlotte, N. C. — A remodeling contract has been let by C. L. & W. Theatres, this city, for remodeling a theater in Asheville at a cost of $25,000.

Charlotte, N. C.—Eugene Street, manager of the Carolina theater, has been elected president of the local Civican Club.

CÉCLA CULTURE PEARLS

NOW AT 608 FIFTH AVENUE
AT 49TH STREET, NEW YORK
(Adjacent To Rockefeller Center)

For more than thirty years, the most smartly dressed women of the cinema world and society have placed their seal of approval upon the creations of Técla. It is in keeping with this tradition that Técla now presents its newest creation, the world’s finest Culture Pearls—treasures of the sea, produced by Mr. Oyster himself and destined for no other fate than to complement the loveliness of a beautiful woman! Exquisitely matched necklaces, of unsurpassable color and orient, are priced from $50 to $15,000.

Técla Culture Pearls also set with genuine diamonds in modern mountings of gold or platinum, in Rings, Earrings, Bracelets, Suits and other Jewel Pieces.
Single National Exhib Ass’n Urged by Brylawski
CODE AUTHORITY APPOINTS SIX COMMITTEES
Rocky Mt. Exhib Unit Refuses to Sign Code as Whole

Unknown Quantity
... chief production factor

By DON CARLE GILLETTE

WHEN two pictures as widely different as “Little Women” and “She Done Him Wrong” turn out to be the box-office lifers of the year, every text-book formula for making hit pictures is knocked into the dirt.

A consideration of the point is recommended to bankers who think production of films should be as efficiently systematic as the manufacture of buttons, and to critics who analyze the screen as though there were a set of rules making it possible to turn out nothing but successes.

WHAT the above-named films prove, for those who need to be reminded, is that public amusement catering, better known as show business, can never be anything but a gamble.

The element of chance and uncertainty plays such an important part in getting the bead on public favor that this underlying risk must be written in at the outset as part of every producing company’s capitalization—as a potential liability.

There has always been too much assumption, too much unqualified optimism, over the ability of studios to make hits exclusively if they did so and so.

Despite continual upsetting of the dopes, the same rosy convictions about the studios’ super-ability are renewed each year. Hits are counted even before the stories are written, and no reserve is ever set up for the inevitable number of failures.

The failure of many films of indisputable merit has proved that merely turning out “good” pictures is not enough to assure prosperity for this industry.

What gives producers their big headaches is trying to fathom what the public will like in the way of pictures before fortunes are spent in making these pictures. That’s why it is so much a business of experimentation, guesswork, taking chances. The sooner everybody realizes this, the sooner will the screen attain the intelligent understanding of its difficulties and the toleration that will help it to better cope with its problems.

Will Recommend Changes
After Survey—Rap Service Fees

By L. A. ROSE
FILM DAILY Staff Correspondent
Denver—Rocky Mountain Theater Owners Assn., at yesterday’s closing session of its annual convention, voted not to adopt the code as a whole. A committee of five, including Wyoming’s H. H. Price, was named to study, analyze and recommend changes thought necessary after consulting with members having complaints. Vote by voice was practically unanimous. (Continued on Page 6)

IND. EXHIBS TO HOLD
STATE-WIDE MEETINGS

By HOWARD M. RUDLAUX
FILM DAILY Staff Correspondent
Indianapolis—A series of meetings are to be held throughout the state to obtain the reactions of local exhibitors on problems of clearance, zoning, admission prices and other problems. (Continued on Page 8)

Metropolitan Studio
Is Adding Five Stages
West Coast Bureau of the FILM DAILY
Hollywood—Construction will start Jan. 2 on five new sound stages at the Metropolitan Studio, operated by General Service Studios, Three.

(Continued on Page 2)

Brylawski Says Time is Ripe
For Single Exhibitor Group

One Wilstach Missed

Too bad Frank J. Wilstach has passed on. The compiler of best similie’s would have relished this one from a dramatic review by Brooks Atkinson in “The Times” yesterday: “More sentimentals than the return of prosperity.”

Creation of a single national exhibitor association, to enable theater owners to act in a solid body and thus avoid wrangling and delays such as were occasioned in connection with the film code, is advocated by A. Julian Brylawski, president of the M. P. T. O. of the District of Columbia, and long a

(Continued on Page 7)

Appoint Groups to Handle
Preliminary Work—
Meet Again Jan. 4

By ARTHUR W. EDDY

Organization work in connection with the code machinery was started at the first meeting of the Code Authority in the Bar Association Building, New York, yesterday when six committees were named to handle preliminary matters. The session adjourned to Jan. 4, when the committees will report back concerning their activities.

Committees appointed were as follows: permanent headquarters, Charles L. O’Reilly, Harry M. Warner and R. H. Cochrane; committee to recommend an executive secretary, Nicholas M. Schenck, George J. Schaefer and Nathan Yamin; (Continued on Page 7)

DR. LOWELL RESIGNS
FROM CODE AUTHORITY

Setting at rest a flock of rumors, THE FILM DAILY learned from an authoritative source last night that Dr. A. Lawrence Lowell of the M. P. Research Council has definitely resigned from the Code Authority to which he was appointed by President Roosevelt. He is understood to (Continued on Page 8)

Reformers Backing Bill
For Gov’t Film Control

Washington Bureau of THE FILM DAILY
Washington — Bishop Canon Chase and various reform elements formerly active in the dry cause are expected to turn their attention to the movies now, it became evident.

Favors the Foreignes

One of the critics voting on the Ten Best Pictures of 1934 in the annual FILM DAILY poll has listed five foreign pictures among his ten.

(Continued on Page 2)
Blank Offers Creditors
20 Per Cent Settlement

Formerly operated the Paramount Theater, now part of Blank's Tri-State Theaters Co., Federal Judge James A. Donohue ordered the investigation for a grant. The order was to be held at the Court of Appeals, comes with the offer was satisfactory to most of the creditors.

Holding National Previews
On 'Gallant Lady,' 'Moulin'

Following the recent national trade showing of "Gallant Lady," United Artists has arranged to hold key city previews of two new releases, Ann Harding's "Gallant Lady" on Dec. 28, and Constance Bennett's "Moulin Rouge" on Jan. 15.

New England Allied Unit
Delays Action on Code

Official attitude of Independent Theater Owners of New England on the code will be determined at a meeting of its board of directors to be held in Boston next month. The code was explained by Abram F. Myers, Sidney E. Samuelson and Nathan Yamin at a meeting of the unit in Boston on Monday.

Max Baer for Another Film

After filling stage dates in Washington the week of Jan. 5, the Metropolitan in Brooklyn, week of Jan. 12, and Baltimore the week of Jan. 19, Max Baer will go to coast for another picture. The Leo Morrison office is handling him. An ensemble of beauties appears with Baer in his stage act.

New N. S. S. Lab for Boston

Boston—Mike Kaufman of National Screen Service is here arranging for construction of a new lab.

Salesmen Get Vacation on Pay

Denver—Fox salesmen have been called in for a two-weeks' vacation with pay.

Philip Lavine on Holiday Cruise

Boston—Philip H. Lavine, general manager of the Phil Smith circuit, will spend the holidays on a West Indies cruise with his wife.

Reopening New Orleans House

New Orleans—L. M. Ashe, treasurer of the old Saenger Amusement Co., has leased the Liberty, which closed this week, and will reopen it soon.

Metropolitan Studio
Is Adding Five Stages

New sound channels are being installed at a cost of $125,000. Dr. E. F. Honan, formerly sound director for Bell Laboratories, has been made sound director by General, with Oscar Lagerstrom, formerly with United Artists, as chief dubbing mixer. Harold Lloyd will produce "The Catspaw" at Metropolitan.

Reformers Backing Bill
For Gov't Film Control

Appealed yesterday, when it was learned that these forces are rallying behind the Patman bill for federal regulation of the industry. The group is endeavoring to present a solid front to the New Congress on this measure which has not yet passed out of committee.

Garbo Opening Moved Up

World Premiere of Greta Garbo in M-G-M's "Queen Christina" has been advanced to next Tuesday instead of Wednesday.

Ben Blue Booked

Ben Blue has booked through the Leo Morrison office for an appearance at the Metropolitan, Brooklyn, starting today. On Dec. 20 he will make another Vitaphone show.

Dramatists' Guild Opposes Change

Amending of the legitimate theater code to give managers some share in film rights even when plays are given run three weeks is opposed by the Dramatists' Guild. The producers and managers, who had approved the change, must now settle the matter between them.

F. D.'s Boston Opening Party

Boston—First Division threw a grand luncheon for the opening of its new local exchange with Carl Crawford as manager and Eileen Lieberman as assistant. Harry Thomas came up from New York for the event.

Switch "Modern Hero" Release

"Modern Hero" has been changed from the Warner to the First National release schedule.

NRA Complaint Board for Independents

Washington Bureau of THE FILM DAILY

Washington—Setting up of a complaint board in NRA for independent business under code being considered at the Administration, it was learned today, in view of Progressive Republican attacks that have been leveled at allegedly monopolistic tendencies of codes. Senator Borah and several other well-known Senators have been invited to sit on the board. It is understood Borah is known to be considering proposing an amendment to the Recovery Act which would place all anti-trust immunity from code sponsors such as the Act now does.

Coming and Going

GEORGE ROBERTS, Fox district manager, is in New York from Cleveland to spend Christ- mas with his wife and daughter.

S. N. SEHDERMAN, who did the dialogue for M-G-M's "Queen Christina," starring Greta Garbo, is in New York for a vacation and leaves next week for the South to start on a new play.

WALTER FREDENBERGER of Master Art Products has been in New York this week to app- point a local representative.

RICHARD BARTHELMES will come to New York to spend New Year's Eve if he finishes "A Modern Hero" for First National in time.

ERNEST E. SCHOEDACK has arrived back in Hollywood by plane from New York, where he enjoyed a week's vacation.

Publix Creditors Get
Offer of 50 Per Cent

(Continued from Page 1)

171 000, 12 months, 64.5%, 11 months, 64.5%, 10 months, 64.5%, 9 months, 64.5%, 8 months, 64.5%, 7 months, 64.5%, 6 months, 64.5%, 5 months, 64.5%, 4 months, 64.5%, 3 months, 64.5%, 2 months, 64.5%, 1 month, 64.5%

100 Amusement Firms Dissolved

Alliany—More than 100 motion picture, theatrical and amusement firms have just been dissolved by the Secretary of State for failure to file new tax records for a period of five years. The names of all corporations dissolved by proclamation will be reserved for six months and the corporated exist- ence of any company so dissolved may be revived at any time within such period by the payment of taxes due and a fee of $50.
An industry, aware of the devotion which this man has given to the perfection of the short comedy, now joins the public in a fitting celebration of the 20th Anniversary of Hal Roach Comedies. The event takes place from January 8th to 15th.
Here are some of the celebrated folks who at various times were under the Hal Roach banner. Many of them gained their original recognition on the Hal Roach lot!

Harold Lloyd
Snub Pollard
Gabe Henry
Stan Laurel
Oliver Hardy
Glen Tryon
Polly Moran
Charlie Chase
Clyde Cook
Jimmy Finlayson
Jackie Cooper
Olive Borden
Sally O'Neil
Fay Wray

Bebe Daniels
Maudie Parrmore
Theda Bara
Will Rogers
Lupita Tovar
Jasen Grayson
Jubal Dave
Herbert Rawlinson
Natalie Talmadge
Alfred H. Wang
Anita May Wong
Nelly O'Day
Jane Novak

The cherished photo above shows Mr. Roach (at left) directing Harold Lloyd, Snub Pollard, Bebe Daniels in an early Hal Roach comedy. Below is a photo of Stan Laurel and Oliver Hardy in a new Hal Roach comedy, "Busy Bodies".

1914—
1934
PLAY A
HAL ROACH
COMEDY

on every change of
program during the 20th
Anniversary Celebration
of the King of Comedy—

JANUARY
8th to 15th

STAR POWER! FEATURE
STRENGTH! PRODUCTION
VALUES DE LUXE IN THE
HAL ROACH M-G-M LINE-UP!

The Top Notchers of Comedy Fame!

STAN LAUREL
OLIVER HARDY

Consistently the Dependable Laugh Star!
CHARLEY CHASE

The Girls Who Give You Gobs of Giggles!

THELMA TODD
PATSY KELLY

"Spanky", "Stymie", "Pete" and All The Kid Stars!

"OUR GANG"

Don Barclay, Douglas Wakefield, Billy Nelson,
Jack Barty! The Cream of the Lunatic Crop!

ROACH ALL-STARS

Billy Gilbert, Billy Bletcher (Schmalz Brothers)
in the De Luxe Hal Roach Musical Delights

MUSICAL COMEDIES

A HAPPY EVENT HAPPILY
EXPLOITED BY M-G-M!

FREE
ACCESSORIES
Shown on next page!
"PROUD OF YOU, HAL!"

"The industry knows... the public knows... that for twenty years you have brought entertainment and happiness to millions the world over. Now all join in acclaiming you, "King of Comedy"... in predicting for you still greater success in another twenty years of short feature leadership!"

Your Pal, Leo.

CONTENTS OF SPECIAL 20th ANNIVERSARY PRESS-SHEET

PRESS STORIES. Newspapers welcome reminiscent stories of early movie days and stars of the past. PRESS MATS. Great old-time stills that editors will want to publish. AD MATS. And a complete day-by-day Exploitation Campaign.

LEFT: One Sheet lithographed in 6 colors.

ALL FREE! ONE SHEET! AD MATS, STILLS, TRAILER!

11—8 x 10 BLACK and WHITE STILLS
6—VARIED NEWSPAPER AD MATS
4—VARIED PUBLICITY MATS
ONE SHEET—LITHOGRAPHED 6 COLORS
TALKING TRAILER—250 FEET
SPECIAL LEADER FOR ALL COMEDY PRINTS BOOKED

PLAY HAL ROACH COMEDIES Jan. 8th–15th
Proudly sponsored by

METRO-GOLDWYN-MAYER
SINGLE EXHIB ASS‘N URGED BY BRYLAWSKI

(Continued from Page 1)

leader in M. T. O. A. affairs. In a statement concerning the 1934 outlook for THE FILM DAILY YEAR BOOK, By Brylawski says:

"If there is one great objective that is clearly defined under the NRA procedure, it is the value, in fact the necessity, of organization. The well organized industry was proven to be in the position to be best able to protect the interests of its members and to secure for them what would actually seem to be preferential treatment in the preparation and maintenance of anti-competition codes. It might be well said that the lack of complete exhibitor organization was a contributing factor to the chaos which characterized the organized code hearings and code meetings, which so unreasonably delayed the progress of the code for the motion picture industry and is mainly responsible for much of the misunderstandings as to its operation. But under the very provisions of the code itself and the National Recovery Act which it seeks to enforce, changes and improvements can still be had and may in fact become desirable so that a completely organized and cohesive motion picture industry still has the chance to secure complete self-government and self-regulation, even under the NRA. I believe that there is no time like the present to form an expanded organization of the motion picture industry, taking the present Motion Picture Theatre Owners of America as a nucleus, to embrace all exhibitor organizations, where necessary form new exhibitor organizations, and to cover the entire United States with one exhibitor organization with chapters for the distribution and exhibition of films in all branches of our industry. Such an organization ably officered and unfailingly administered under a supreme head, should and would completely work out all the problems that have beset this industry, eliminate eternal dissension and present a united front to all adverse movements and legislation. As it has been stated, a 'house divided against itself cannot stand.'"
**A Little from “Lots”**

**By RALPH WILK**

**HOLLYWOOD**

JEANETTE MacDonald’s next M-G-M film will be “The Dutchess of Delphina,” with special musical numbers by Arthur Freed and Nacio Herb Brown. Walter Wanger will produce it, with Harry Beaman directing.

E. H. Griffith and Francis Fargo, who are in New York, will confer with Sidney Howard on the script of “Alien Corn,” new Ann Harding vehicle which Kenneth Macgowan will supervise.

She Takes the Wheel,” by du Rocher Macpherson, has been bought by M-G-M.

RKO has assigned Henry Kelker to “Success Story,” and Matt McHugh to “So You Won’t Sing, Eh?”

Claire Windsor has been signed by Maury Cohen to star in “Swan Song,” which Cohen is producing for Invincible Pictures at Universal studios. In the supporting cast will be Johnny Mack Brown, Anita Louise, Kenneth Thompson, Matty Morn, Niles Welch and Joseph Swekard. Story is by Gordon Morris and was adapted by Anthony Coldeway. Frank Strayer is directing.

Edward Arnold has been assigned a leading role in Sylvia Sidney’s next R. P. Schulberg picture for Paramount, “Thirty Day Princess,” to be directed by Marion Gering.

Merry Wives of Reno,” instead of “Rival Wives,” is to be the title of the picture in which Warners will present Ann Dvorak, Gorda Farrel, Margaret Lindsay, Lyle Talbot, Hugh Herbert, Guy Kibbee and Frank McHugh.

Francis Martin, former Paramount director of “Tillie and Gus,” has been assigned to write the screen adaptation of “We’re Not Dressing,” by Bing Crosby. George Burns and Gracie Allen, W. C. Fields and Ethel Merman in leading roles. Others on the story, an original by Walton Hall Smith, are Norman Taurog, director, Horace Jackson, scenarist, Stephen Morehouse Avery, writer, and Benjamin Glazer, who will supervise.

Jack Cunningham, Paramount writer, has returned to the studio after a four-week leave of absence, spent in traveling.

“Ladies Should Listen,” a play by George Brabo and Alfred Pouzanski, has been purchased by Paramount.

Robert Greig, William Gardan and Edward Arnold have been added to Warner’s “Upper World.” Hal LeRoy will dance in First National’s “Wonder Bar.”

**SHORT SUBJECT REVIEWS**

“Waters of Minnetonka” 6 mins. Pleasing

One of a new “Musical Moods” series of 13 shorts in which the accompaniment will reflect the mood of the music. In this subject four or five nature scenes of considerable majesty are shown in two-color Technicolor like the excellent musical rendition of the placidly beautiful Indian lullaby by Gustave Haenschen and a string ensemble. One of the scenes is of the rugged face of a mountain with a waterfall in the foreground and another above. A canoeist padding in the twilight. Color is generally good. Subject makes a good program variant.

“Ave Maria” Audio Productions 8 mins. Good

A somber but worthwhile subject with Dion Kennedy at the organ, assisted by violin and cello, and shots of Canterbury Cathedral for the visual accompaniment. The photography is especially fine, with some very unusual angles caught. Will go best in the better-class houses.

“Dance of the Hours” Audio Productions 9 mins. Good

Well-designed and executed, the varied mood of the Ponchielli classic effectively depicted by a constantly changing lyric and mood. Takes the music, that of dawn, the gathering storm and the battle of light and darkness, are shown by nature in placid and wild moods as a quiet stream, waving grass, patter of raindrops on water and the running waterfall. Subject is tinted in black and white. The musical rendition by La Ranza and an ensemble composed of Philharmonic players is first-rate.

Rocky Mt. Unit Wants Changes Made in Code

(Continued from Page 1)

feeling is prevalent that the code was exceptionally severe in certain sections, but speakers refrained from pointing out that they objected to and refused to be quoted. Sentiment was that members should live up to provisions until changes could be affected and thus assist if possible in return of improved conditions.

ERPI was condemned in a resolution for maintaining alleged unreasonable service charges. Demand was made that ERPI reduce service charges, and the resolution claimed are far in excess of value rendered. Another resolution condemned any further attempt at theater admission taxation by the state or nation, and asked that Congress repeal present admission tax.

Most of the officers relected including Harry E. Huffman, president; Joe H. Dekker, first vice-president; E. I. Schulte, second vice-president; Gus Koh, treasurer, and Emmett Thurman, secretary and counsel. Directors are Huffman, Dekker, Mrs. Lee Mato, L. J. Pinks, Buzz Briggs, Everett Cole, C. H. Schulte, Harold Erici, Nathan Salamon, Gus Koh.

The convention invited the Code Authority meeting in New York giving its recommendations for grievance, zoning and clearance boards.

Returns as M-G-M Cleve. Broker

Cleveland — Leo Jones, who rejoined M-G-M two years ago to go into the exhibition field, is back with the company again as manager of the New York office. He succeeds Bill Watsnag, transferred to the Minneapolis exchange.

Indiana Exhibs to Hold State-Wide Meetings

(Continued on Page 8)

matters here important as the industry goes under the code, it was stated at the annual convention of Associated Theater Owners of Indiana held here this week. The code was the chief topic of discussion at the convention. Due to controversial opinions within the industry, definite action on the code was withheld until the personnel of the clearance - zoning and grievance boards are made known. Nearly 200 attended the convention.

Newly elected officers are: S. W. Neall, Kokomo, president; Carl Cunningham, vice-president; Harry Markum, treasurer; Mrs. Helen B. Keeler, secretary. Charles A. Metzger was continued as attorney and general manager. Directors elected are: W. H. Young, R. Harrold, W. F. Easley, A. E. Bennett, E. L. Miller, Oscar Fine, James Fushanee, R. F. Scherer, H. P. Vordersbergh, F. Carey, Maurice Rubin, Ross Carner, H. A. Manta, R. R. Buir, A. C. Zaring, L. B. Goulden.

Dr. Lowell Resigns From Code Authority

(Continued from Page 1)

have felt that his position on the authority did not allow him the time to devote to the code, he resigned on the reported resignation. That’s a matter for Gen. Johnson to talk about,” he said.

**Circus Preacher” May Go In Films**

Dallas—Sponsored by J. N. Wisser, former showman and later a prominent southwest cotton broker who is now retired, “Doc” Waddell, widely known as the “Circus Preacher,” may appear in a series of short inspirational subjects to be produced independently. Waddell, who has brought in part of the country for his sermons delivered while touring ahead of outdoor shows, is at present with the J. D. Morgan repertoire company. Before deciding definitely on the film venture, Wisser is lining up a series of bookings for Waddell. His principal talk is called “It’s Great to Be Alive.”

**NEWS OF THE DAY**

Cleveland—Holbrooks Bissell, Columbus manager, and Oscar Ruby, city salesman, accompanied by Mrs. Bissell and Mrs. Ruby, leave end of this week to spend the holidays in Miami.

Cleveland—Maurice Lebensburger has resigned as manager of the local Majestic exchange. Mark Gold-
Christmas...and the Relief Fund
By JACK ALICIA

CHRISTMAS is just around the corner. No time is more appropriate for charity. Christmas "Glory to God in the highest, and on earth peace, goodwill toward men." 

Thanks to many great hearts in this industry, the Film Daily Relief Fund is in healthy condition to carry on. But, some who should help are still looking out of the window.

To those who have overlooked or forgotten, this is a final appeal. This, the sixth annual drive, closes Christmas Eve. As you read these lines, if you have not sent in your check, please do so today, NOW.

Ten dollars now does the work of twenty-five a few years back. There is not one penny of expense. Every dollar goes direct to relief.

If your loved ones have the comforts of life on this Christmas Eve, thank that Master up above. He has been good to you. Think, then, for just one moment, of those not so fortunate. Those in sickness and in death, who want through no fault of their own, it can happen to you, me, anyone.

This is your last opportunity this year to help a grand cause. Let us have that spirit and Old Colonial Alcota and the rest of the committee will guarantee that your Christmas and your 1934 will be more cheerful and more prosperous for having done so.

Sarnoff, Laemmle, Jr., Otterson, Thomas See Uptown
23 NEW ORLEANS HOUSES ON PREMIUMS IN ONE DAY
Trans-Lux to Open Eight More Theaters Next Year

Additional Houses Planned in the Metropolitan Territory
Plans are all set for the opening of eight more Trans-Lux theaters in the metropolitan district next year, THE FILM DAILY learns. The third house to be opened will be on Flatbush Ave., Brooklyn, near the EKO Kenmore. It is likely that projection equipment, chairs, etc., will be installed there within the next four months. (Continued on Page 6)

DETROIT FIRST-RUNS GO DOUBLE FEATURE
Detroit—Local first-runs went double feature almost unanimously this week. Even the United Artists Theater followed along with the State, EKO Downtown and other houses. This gives all major first-runs either double bills or a stage show.

660,900 Loew Shares May Be Distributed
Likelihood that the block of 660,900 shares which constitute control of Loew's, Inc, will be distributed among various holders of the notes of Film Securities Corp., holding company for the stock, was reported. (Continued on Page 12)

New Action Against Majors
An anti-trust suit naming major companies as defendants will be filed by Edward Quinlin, Middletown, N. Y., exhibitor, in the U. S. District Court, New York, within two weeks. Through his attorneys, Graham G. Remmick and Quinlin will base the action on the same evidence he produced in his case against Paramount, Will H. Hays and others, and which was dismissed in the U. S. District Court, New York, last spring. He has appealed and the case will be tried in the Circuit Court of Appeals in February.

1,100 TURN OUT FOR AMPA LUNCH
A crowd of nearly 1,100 jammed the Astor's grand ballroom yesterday for the Christmas Luncheon meeting of the A.M.P.A., making it an affair that exceeded all expectations. Speeches by Willy Hays, Louis Nizer, Cecil B. DeMille and Eddie Cantor followed a galaxy of entertainers including Isham Jones, Little (Continued on Page 10)

AMPA Party Spurs Relief Fund Action
Immediately following yesterday's A.M.P.A. Christmas luncheon, about a score of messengers and office boys made a run on the FILM DAILY offices, bearing checks and cash as contributions to the FILM DAILY RELIEF FUND. One envelope with (Continued on Page 13)

9 Houses Simultaneously Offering Turkeys on Same Day
New Orleans — Whether it's a record of some kind or not, 23 local theaters were advertising various forms of premiums and giveaways on Wednesday of this week. Nine of the houses offered turkeys, while the others advertised a number of items ranging from mints pies to women's towels.

Fifteen of the houses belong to the United Theaters circuit. In the case of some other theaters, the premiums were in addition to a double-feature bill. The 23 houses mentioned include only theaters advertising this policy in local papers.

FAMOUS THEATERS GETS PUBLIC GROUP
Without a competing bid or a ripple of opposition, assets of Public Enterprises were sold to Famous Theaters Corp., Paramount Public subsidiary, at a public auction in the office of Referee Henry K. Davis yesterday morning for $1,800,000. Under terms of the deal, $224,000 will be paid by certified check on closing the contract, claims held.

(Continued on Page 6)

Schwartz Again Heads Cleveland Exhibitors
Cleveland—Ernest Schwartz was re-elected president of the Cleveland Motion Picture Exhibitors Ass'n yesterday. Other officers are: Albert E. Ptak, vice-president; John Kala-

(Continued on Page 12)

16 Fox Film Affiliates Listed in Chase Bank Fold
Sixteen film affiliates, directly or indirectly controlled by Fox, are among the affiliated units of the Chase National Bank, it was re-

(Continued on Page 12)

Industry Executives Forecast Better Things in Coming Year
In year-end statements covering a variety of points, four more leading industry executives today present their hopeful views on the coming year. The expressions, from David Sarnoff, president of RCA; Carl Laemmle, Jr., general manager of

(Continued on Page 12)

Columbia Gets Barrymore
West Coast Bar, THE FILM DAILY Hollywood—Columbia has signed John Barrymore for "Twentieth Century," based on the stage play.
Dr. Lowell Asked to Reconsider

Washington—In a letter sent him yesterday by General Johnson, contents of which were not made public, Dr. A. Lawrence Lowell is understood to have been asked to reconsider his resignation as a member of the Code Authority. Lowell is said to have felt that the code post would not enable him to carry out his plans as effectively as if he were on the outside and pursued other means through the medium of the Motion Picture Research Council. Johnson is believed to have told Lowell that, as a Government member of the Code Authority, he had the power of a veto if he did not agree with its findings, and that he could exercise supervision in that manner.

Ed Kuykendall Dubious
Of Single Exhibit Ass'n

Commenting on recommendations made in several quarters that one national exhibitor association be formed, President Ed Kuykendall of the M. P. T. O. A. yesterday declared that although his organization would welcome such an association, past efforts to bring about such an enterprise have always failed.

"Refusal of certain exhibitor elements to go along has always obstructed the plan," Kuykendall pointed out.

Kuykendall left New York yesterday for his home in Columbus, Miss., after attending the first meeting of the Code Authority, of which he is a member.

Anna Sten's Next Is Set

West Coast Bureau of THE FILM DAILY

Hollywood—For Anna Sten's second French screen film, Samuel Goldwyn has set a new transcription of Tolstoy's "Resurrection," with Fredric March as leading man. In the spring, Miss Sten will make "Barbary Coast," with Gary Cooper opposite. A first print of the Sten picture, "Nana," will be brought to New York early next month by Goldwyn.

Files Claim Through Labor Board

New Orleans—Believing that four union operators should have been returned to work at Loew's State, 24 when the labor board here first requested it, the union has filed a claim with the board for salaries since that time, President Arthur Chateau told THE FILM DAILY. The Loew-operator case is now before the labor board in Washington.

"Road to Ruin" in leuk. House

Milwaukee—Al Dezel of Chicago has reopened the Majestic, former leek. house, for an extended run of the talkie version of "Road to Ruin." Dezel has the midwest territory for the picture.

New French Film for Acme

"Mirages de Paris," made in France for Puthis-Net by the Soviet director, Fedor Ousup, will have its American premiere tomorrow at the Acme. Harold Auten is handling the release in this country.

May Acquire More Houses

Kansas City—W. D. Fulton, owner of the Southtown and Colonial, suburban houses, has opened offices in the Zoglin Building on Film Row. It is rumored he plans to acquire other houses.

Amity Plans 12 Features; Buys 6 Will Rogers Shorts

Production of 12 features on the coast, with first release in March, is planned by Amity Pictures, John M. Cronin announces. Samuel Erfrus is now on his way to Hollywood to make up production under way. Charles Hutchinson will direct the initial film. Amity also has acquired six travel shorts featuring Will Rogers as commentator guide. These subjects likewise will be released starting in March.

Sparks Staff Shifts

Jacksonville, Fla.—F. D. Padgett, house manager of the Florida Theater, leading Sparks house here, has been made manager of the Clearwater, replacing Jack Fitswater, transferred to the Paramount, West Palm Beach. Dixon Williams succeeds Padgett at the local house.

Father Coughlin Film Opens

Toledo—"The Fighting Priest," with Father Charles E. Coughlin, the radio priest, had its premiere at the Paramount here this week to a demonstrative reception. G. C. Fassio of Detroit, producer of the picture, is in Chicago ordering extra prints.

400 Local Disney Dates Xmas Week

More than 400 houses in the metropolitan area will be playing Disney's Mickey Mouse and Silly Symphony subjects Christmas week, according to United Artists, which distributes the cartoons, "Night Before Christmas," "Lullaby Land" and "Santa's Workshop" are among the principal bookings.

U. A. Trade Showings Changed

United Artists has changed the dates of the national trade showings of "Gallant Lady" to Jan. 6 and "Moulin Rouge" to Jan. 9.

WANTED

SALES REPRESENTATIVE

to supervise distribution of established independent of shorts in being released in the independent market. Unusual opportunity for enterprising writer to acquire permanent interest, without investment, in growing organization. The man we want must have a record of account management and is more interested in the future than in the present. All replies treated in strictest confidence. Write fully to BOX 991

The Film Daily
1650 Broadway
New York City

N. Y.
GIRL:—Do you love me, honey?
MAN:—Yes my little daffodil.
GIRL:—Kiss me again.

GIRL:—Heavens, my husband.
MAN:—Heavens, my end.

HUSBAND:—Do you two know that “Convention City” with Joan Blondell, Adolphe Menjou, Dick Powell and Mary Astor is playing at the theatre around the corner tonight?

GIRL:—That swell comedy everybody's talking about?
HUSBAND:—Yes! Come on, let's hurry.
FIRST BURGLAR:—It'll blow in a minute now.

FIRST BURGLAR:—What do you want?

COP:—I just thought I'd tell you boys that they're showing “Convention City” at the theatre next door.

SECOND BURGLAR:—Is that the picture with Joan Blondell and Dick Powell?

COP:—Yeah. And Adolphe Menjou, Guy Kibbee, Frank McHugh and Mary Astor, too.

FIRST BURGLAR:—Well, what the heck are we waiting for? Come on!
“Selling ‘Convention City’ should be a cinch,” says M. P. Herald... And this clever, novel Trailer makes your selling job a setup! If you haven’t seen it, take our word that it’s as funny as the picture... And if you haven’t seen the picture—well, it’s just as funny as the trailer! “Should be a money magnet at all houses,” says Variety Daily... Get it today from Money Magnet Headquarters—

**WARNER BROS.**

"Convention City"

with

JOAN BLONDPELL
ADOLPHE MENJOU
DICK POWELL
MARY ASTOR
GUY KIBBEE
FRANK MCHUGH
PATRICIA ELLIS
RUTH DONNELLY
HUGH HERBERT
SHEILA TERRY

Directed by

ARCHIE MAYO

A First National Picture
Vitagraph, Inc., Distributors
TRANS-LUX ADDING 8 HOUSES NEXT YEAR

(Continued from Page 1)

weeks with the opening planned for early in February. Starting in January, 1935, it is likely that the company will inaugurate its franchise selling plan whereby Trans-Lux theaters throughout the country will be operated on a percentage plan. The new Trans-Lux at 60th St. and Madison Ave. has shown a small profit since its opening last month. The Broadway Trans-Lux theater is said to have been a “winner” for the past eight months.

Interstate Circuit Amends Its Charter

New Orleans.—A series of amendments in the charter of the Interstate Circuit have been made recently, one of them giving Class A stockholders the right to take over the Class B stock. Karl Hoblitzelle apparently controls the A stock.

Hertz Joining Lehman Bros.

John D. Hert, one time Paramount finance chairman, is reported joining Lehman Bros., bankers, about the first of the year.

Coming and Going

JOSEF BERNE, director of “Down to Dawn,” is in New York for the premiere of the three-reeler at the Little Carnegie Synagogue on Monday.

MRS. L. SHERRI, and daughter and MOLLY PICOLO, new hostess of JULIUS KALISH, sail today on the Santa Rosa of the Great Line for California.

HARLEY L. CLARKE and NOEL COWARD arrive in New York today from abroad on the Bremen. FRANK LAWTON, actor, also is on the same boat.

IVAN LEBEDEFF is coming to New York from the coast for the Holidays.

CHARLES BARRON is in Detroit press-agenting the midwest premiere of “Romant Scandal’s” at the United Artists Theatre in that city.

SIDNEY J. KENT arrives in New York on Sunday from the Coast.

JOHN MEEHAN, auditor for Amity Pictures, has arrived in New York after a six-months’ tour of West Coast exchanges.

SAMUEL ERFUS has left for Hollywood to start production on 12 features for Amity.

MEREIAN C. COOPER, obliged to go to Jacksonville, Fla., for the funeral of his father, will not be back at the<RK>O studios on the coast until after Jan. 1.

LESLIE HOWARD arrived in New York yesterday from England. After spending the Holiday holidays here he leaves for Hollywood to resume work at RKO in “Of Human Bondage.”

CECIL B. DEMILLE left New York yesterday for the Coast to start “Cleopatra” for Paramount.

ED KYKENDALL left New York last night for Columbus, Miss.

• • • WHAT A TRIBUTE! What a turn-out! What an occasion! With a dais that would do honor to ANY organization or individual. With floor seats occupied by executive representatives of all companies with guests from England, France, Italy and other spots on the Continent . . . . the much heralded A. M. P. A. Christmas luncheon was touched off yesterday with a bang that will ring from coast to coast and over the seven seas. “Gala” is no word for it . . . . It was “Super-Gala.”

• • • TO JOHN C. FLINN’S untiring efforts to make the occasion a success . . . . to his methods in reviving to the flush of health, the A. M. P. A. . . . to his charity and unfailing interest in the FILM DAILY RELIEF FUND L. . . . to all this . . . . and more . . . . we salaam . . . . and How! . . . . They expected 1,000 members and guests . . . . over 1,100 crowded the Grand ballroom of the Hotel Astor . . . . many had to be turned away . . . . but there was room for a sufficient good-will to go around twice . . . . The affair started off with Dave Franklin taking the mike and introducing a program of act entertainers who had rolled out of bed by 5 o’clock and every detail of the night just to come over and do their bit for a great dual cause . . . . the A. M. P. A. and the Fund . . . . Look ’em over, and weep if you missed it . . . . Tommy McLoughlin, Little Jack Lents, Tom Jones and his orchestra . . . . and Mario Chameleon of the Metropolitan Opera, who wowed ’em . . . .

• • • IN HIS introductory speech Prexy Flinn said that it was a “happy hour in the history of the A. M. P. A.” . . . . and we’re telling you he was modest . . . . it was the happiest TWO hours the A. M. P. A. has had in 16 years . . . . he gave the true keynote of the gathering when he said that it was for Christmas . . . . for thanksgiving . . . . good cheer and good fellowship . . . . A telegram from Sol. A. Rosenblat in Washington sincerely stated his regrets at not being present . . . . Mervyn LeRoy sent a wire of good wishes . . . . but . . . . Louis Nizer was there with a speech that will go down as a classic gem — we’ve heard this fine fellow speak many times . . . . but if he wasn’t actually inspired by the crying need of the Fund, he never would have . . . . nor could have poured forth such eloquence.

• • • EDDIE CANTOR broke the tension with a series of gags that almost had the customers rolling under the tables but Cantor can put over the more serious stuff with equal force . . . . Boy! Did he say something . . . . listen to these . . . . “If you are not on the receiving end of charity, you MUST be on the giving end.” “Giving is a habit and people must learn the habit of giving” and other like remarks that limited space in this column prevents us from quoting . . . . Then to top it all he suggested that everybody present “pay” for the luncheon and entertainment by sending what they think it was worth to the Fund Board and if the folks do that thing . . . . we’ll have $10,000 in the mail this morning . . . . Cecil B. DeMille was next at the microphone and he too lauded the cause in forceful style . . . . and then . . . . Will H. Hays, reminding us that 300,000 have been in the industry . . . . urging a wholesome response to the call of the Relief Fund and stating that “there is no doubt about the future of the nation and the glory of its people.” brought the meeting . . . . a triumph for the A. M. P. A. to a close.

• • • AND SO the gratitude of us all goes out to John C. Flinn and his earnest, uniting committeemen Paul Benjamin, Bert Adler and Marvin Kirsch for conceiving . . . . developing . . . . and bringing to a successful realization the A. M. P. A. Christmas Luncheon. We wish Flinn, his beloved, and not was, served in a half-hour . . . . and at which, for the first time in history photographers DID NOT pass among the diners and offer for sale a print of the picture of the banquet.

FAMOUS THEATERS GETS PUBLIX GROUP

(Continued from Page 1)

by the purchaser against the bankrupct will be considered and the balance will be paid later by certified check. Approximately 250 theaters are embraced in the acquisition.

The entire auction, attended by fewer than 20 persons, lasted less than half an hour. Those present included Austin C. Krouth, John Michaelove, Sam Spring and S. A. Lynch.

U. S. Historical Film Sold Abroad

"This Is America," also known as "The Mad Age," newsreel compilation of America during the last 15 years, has been sold by Frederick Ullman, Jr., of Beekman Film Corp. to Edwin Miles Fadem of Films Red Star, Paris, for distribution abroad.

Intermountain Exhibs to Meet Salt Lake City.—A meeting of the Intermountain Theater Owners is to be held the second Tuesday in January, at which time the members will discuss various matters involving the code.

Rembusch Case Up Feb. 5

Frank Rembusch's anti-trust action against major companies is scheduled for trial Feb. 5 in the U. S. District Court, New York City. He is represented by Weed & Candler.

Majestic Film Over Loew Circuit


Blumenstock Joins Colonels

Mort Blumenstock, Warner theater executive, has just received his commission as a Kentucky Colonel.
Eddie Dowling
In Association with
Arthur Hopkins

Presents
The first half of his double life proposed to him. He was too weak to resist her so he ran away from it all.

It was his own funeral. He thought he had buried his past in a casket, but the reports of his death were greatly exaggerated.
The second half of his double life was someone he had never heard of before, and she presented him with two full grown sons. He wished he had stayed at his own funeral.

The whole of his double life he found at last, and they lived happily ever after.
1,100 Turn Out for A.M.P.A. Luncheon

(Continued from Page 1)

Jack Little and Mario Chambles, President John C. Flinn was toastmaster.

It was one of the greatest turnouts ever to attend an organization meeting in the motion picture industry. Executives from every branch of the business and allied arts attended. Pleas for support of THE FILM DAILY RELIEF FUND were made by each speaker, although no collection for funds was made. Assisting Flinn in the baton were: Arthur B. Barr, Ben J. Segal, J. Newton Pettijohn, Ralph Seltzer, Bill Barr, Helen Ahland, Harold Atwood, Bert Elder and Marvin Kirsch.

Those at the dias were:


At tables around the ballroom were the following with apologies to those whose names escaped the recordists:

Kelsey Allen, Mrs. H. Aul, Evelyn Arline, L. Levon, Helen Ahland, Harold Atwood, James M. Ashcraft, Charles A. Albent, C. E. Alpert, Albertson, Bert Adler, Mr. and Mrs. Ben Atwell, Henry Anderson, Raymond Foot, Mrs. Edna Coate, Mrs. B. J. L. Barnett, Baby B. Blevins.

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Girls... Wives... Everybody will revel in this sprightly romantic comedy.

- They'll glory in this story of a model American wife on a fling in Paris... who couldn't make a chump of her husband, because he made a chum of her sweetheart.

They'll gasp at the stunning Paris creations... delight in the merry situations from the stage hit by the author of "When Ladies Meet."

AS HUSBANDS GO

WARNER BAXTER
HELEN VINSON
WARNER OLAND

Catharine Doucet

From the play by Rachel Crothers
Directed by Hamilton MacFadden

JESSE L. LASKY Production
Bachelor Dinner for Mervyn LeRoy

Mervyn LeRoy, who is in New York to spend the holidays with Doris Warner, his bride-to-be, will be given a bachelor dinner at the Hotel Astor on Thursday night. The dinner, which was given by the Radio Research Products, and Harry Thomas, president of First Division Exchanges, leads independent distributors, follows in full:

Industry Confident of '34

By DAVID SARNOFF

A MERICAN industry faces 1934 with the confidence that many of the restraints and transitions of the past year will have lasting influence and value. Important changes have occurred not only in industrial的关系，but also in public concepts. Full recognition has been given to the complexity of modern problems, resulting in an unusual measure of cooperation between political and social science, the public and industry itself for their solution.

The old doctrine that joint action within an industry is incompatible with the public interest has gone by the boards. Public acknowledgment has been accompanied by governmental recognition of the disheartening consequences of uncontrolled competition, indiscriminate price cutting and industrial overcrowding. The year has been marked by a great deal of fundamental planning on the part of industries themselves, working under the auspices of governmental agencies or with full public sanction.

It is evident that many benefits will remain a period on general emergency cooperation after the emergency has passed. Political economy and industrial overcrowding have reaffirmed that there is no inherent cause for conflict between government and business. Care naturally cannot be given in any group program to safeguard the stifling of individual enterprise.

In the radio industry, progress has been noted during the year along both technical and service lines. The high point of the year in improving the facilities for radio broadcasting was the opening of the new Radio City studios. Intensive research and development work has been continued during the year in television transmission. Important international broadcasting programs were transmitted on short wave communication circuits and made available through the regular broadcasting services to the American radio audience.

Profiting by Mistakes

By CARL LAEMMLE, JR.

The trite yet true adage of "after coming out of the trying years, perhaps never more applicable than in looking forward to 1934 in the motion picture industry. After five hazardous years, filled with fear, uncertainty, financial distraction and tattering foundations, the motion picture industry has been growing stronger. Making methods have changed and with them new and better methods of producing pictures, not only in the sense of the amount of money to be spent to produce a motion picture, but in the sense of the character of the motion picture that will be produced. This is a very sound reason why one of the leading independent producers should not be surprised at being given a place in the program for the coming year. The year has not been a period of doing nothing, but a period of preparation, and the industry shows that it is ready to take a leading part in the coming year.

Improvement in Quality

By J. E. OTTERTON

I BELIEVE that 1934 will show an improvement in the quality and character of motion pictures and that this will be accompanied by a substantial improvement in the quality of sound recording and reproduction. We shall continue our efforts towards the objective of better sound.

Independents Doing Part

By HARRY THOMAS

THE industry can look to the independent producers and distributors to do their part in improving business conditions under the NRA and industry code.

This year past proved that the independent producers and distributors everywhere were lending their support to this improvement. If in no other department, the independent producers have shown themselves capable of making vast improvement from the independent division alone, and as one of the leading independent distributors, I hope that 1934 will see an even greater progress.

This will be due to several factors: (1) stabilization of independent production, (2) greater confidence on the part of the exhibitors in that he knows that what has been promised him will be delivered, (3) flexible production schedules which assure exhibitors of timely pictures, gauged to meet changing box office conditions, (4) further belief on the part of independent producers that the market will allow them to invest more money in their pictures.

660,900 Loew Shares

May Be Distributed

(Continued from Page 1)

in Wall Street yesterday. The notes are mostly held by banking firms, including Chase Bank, Hayden, Stone & Co., and others. The stock taken over by the noteholders this week cannot be transferred to a third party without an order from the Federal Court.

One Picture Each Week

Turned Out by B.I.P.

London—Claiming it constitutes a record for a British production company, B. I. P. announces having maintained a schedule of one new picture turned out each week since 1929, a record in itself not exceeded during the last ten years. Among the finished productions are "Crime on the Hill," directed by Charles Bickford, "Happy," with Stanley Lupino and Will Fyffe; "The Political Party," with Leslie Fuller and Greta Nissen and "The Captain," with Geoffrey Fancy; "Third Degree," with Gerald Du Maurier and several others not definitely titled.

Schwartz Again Heads Cleveland Exhibitors

fat, treasurer; G. E. Erdmann, secretary. Moyer Fischer, Morris Berkowitz and M. B. Horwitz were elected to fill expired terms as directors.

Cleveland, Indep't Circuits

Deny Excessive Protection

Cleveland—Cleveland independent circuits yesterday denied charges of excessive protection.

It is claimed by a minority group of approximately 20 small independent exhibitors, headed by D. L. Schuman, that the total features available are not enough to serve all local independent circuits with weekly changes of double bills.

Protection granted under the code zoning plan cannot be adjusted individually, it was claimed. The independents denied plans to form a separate association, but they intend to organize a minority group within the Cleveland M. P. Exhibitors' Ass'n with a spokesman to present their problems before the association.

Moyer Fischer is reported to be the spokesman, but details are being identified with the plans. The same applies to Frank Gross and the Kaplan Bros.

Preto Limiting Product

Aron, O. — Akron second and third-run theater owners and managers will join in the parade through the city to protest proposed limitation of film product. More than 20 local theaters are interested in the movement, it is said.
A.M.P.A. Luncheon Spurs Action for the Relief Fund

(Continued from Page 1)

three dollar bills also contained a note which read, “From Three Paramount girls.” Checks from executives and department heads came in quick succession. Bills were handed to members of THE FILM DAILY staff, as members and their guests entered and left the checkrooms of the Hotel Astor grand ballroom. The immediate response stood as a tribute to the speakers who urged that all become mindful of the great charity carried on by the Relief Fund.

These Have Shared

David Bernstein 6. Blommerthal
David Barrist 6. Glucksman
Jock Amusement 6. Swally
Enterprises “Red” Kimm
William A. Orr 6. Astor
William Scully 6. “Memory of Sol Boll”
Harry Shiffman 6. Alicoate
Castle Films 6. Glucksmann
Film Craft 6. Alicoate
Morris Kistler 6. Alicoate
Sophie R. Smith 6. Alicoate
Arthur A. Lee 6. Alicoate
John Ediston 6. Alicoate
James A. Fitzpatrick 6. Alicoate
Mary Dwyer 6. Bloom
Vincent Trotta 6. Alicoate
Paul Lazarus 6. Alicoate
MGM Publicity Dept. 6. Alicoate
Harold B. Franklin 6. Alicoate
Charles C. Moshekewski 6. Alicoate
James R. Grainger 6. Alicoate
Kao Alicate 6. Alicoate
J. S. MacLeod 6. Alicoate
Hal Hude 6. Alicoate
M. J. Kandel 6. Alicoate
William Mastace 6. Alicoate
Jerry Cohen 6. Alicoate

22 Educational Shorts Are Set for Release


Bernhard Discusses Code With Warner Zone Mgrs.

After attending a series of conferences here this week, at which time Joseph Bernhard, managing director of Warner Theaters, discussed the film code, zone managers of the circuit have returned to their respective posts. Those who attended the meetings included James Coston, Nat Wolf, B. E. Hoffman, Don Jacecks, George Henger, Harry Kalmine, J. J. Payette, David Weshner, Lesto Hill and Leon Schlesinger.

Bernhard emphasized the spirit and intention of the code and of his company’s purpose to abide by its provisions.

Judge Denies Amended Bill in Mary Pickford Action

Edward Hemmer’s offer of an amended complaint in his $250,000 suit against Mary Pickford was refuted by Judge John C. Knox in a decision handed down yesterday. Hemmer has described himself as manager, adviser and foster-father of Miss Pickford.

In giving the decision against Hemmer, Judge Knox said in part: “Plaintiff, if he has a cause of action against defendant may have one more opportunity to state it. When he does so let him keep it clear of matters of conclusion and characterization which have no place in a pleading based upon a claim for services rendered.”

How tender are the long, lingering memories a GROUP PICTURE brings back . . . Faces . . . Faces . . . Of congenial, pleasant, friendly people . . . An eternal, human landscape of a glorious, unforgettable few hours, dedicated in yesterday’s case, to Charity and Service to humanity, the golden keys that open the padlocks of joy and happiness in the heart of the receiver . . . The A.M.P.A. Christmas Party GROUP PICTURES are a dollar each, half of which will go to the Film Daily Relief Fund. . . .
**NEWS of the DAY**

Detroit — Milton Herman of the publicity department of United Detroit Theaters is now a benedict.

Joplin, Mo. — Enidie Barbour, owner of the Landers in Springfield and the Orpheum here, has returned from Mary’s with his health regained. He is again back on the job.

Youngstown, O. — Paramount, dark several weeks, reopens Christmas Day with straight films. Joseph E. Shagrin is manager.

Akron, O. — Palace will continue its film policy until Jan. 7, when stage shows will be resumed, says Holden Swiger, manager.

Kansas City—A. H. McLaughlin, district representative in western Missouri, Kansas and Oklahoma for Weldon Pictures, has opened an office at 1717’s Wyandotte St. He is handling “Damaged Lives.”

Vandergriff, Pa. — Mike Manos is readying the Moon theater for an early opening.

Ambridge, Pa. — Jesse Auckerman is the new manager for the Neighborhood circuit’s Penn theater, succeeding Leo Hageman.

**HOLLYWOOD PLAZA**

**SHORT SHOTS from EASTERN STUDIOS**

**ALICOATE**

By CHAS.

ABE LYMAN and his orchestra completed work this week at the Brooklyn Vitaphone Studio in “Tin Hat Harmony,” a one-reel Vitaphone short. In addition to Lyman’s popular orchestral music, there are short features Claire Madjette, well-known radio singer, Billy Halligan and Tony Hughes, who can enjoy both of the Broadway legitimate stage.

Production on a test reel of the opera, “Pagliacci,” went in work this week at the Eastern Service studio in Astoria under the direction of William De Mille. Joe Nadel will assist De Mille on the direction, with Merz Geradot doing the camera work.

Charles Previn, musical director at the New York Paramount theater, may soon back on the lot where he achieved recognition last year with his distinctive presentations. He took the original auditions for network programs last week.

Eddie Dunning brings the first of his stage productions to the Bowery Theater, Jack L. Macgowan, who directed the Christmas night, when “Big Hearted Herbert” will be presented, with J. C. Nugent and Elizabeth Risdon in the leading roles. Dan Jarrett has prepared for production and is now directing the rehearsals of the Astoria studio. Upon completion of the stage plans will be made to bring it to the screen with work to be done at the Astoria movie plant.

“Stoppanstein,” the new Educational-Coronet Comedy starring P. O. C. of Santa Claus and Budd, is now being cut and edited under the supervision of Al Christie, who personally directed it. Immediately on its completion, Christie will leave New York with Mrs. Christie to spend the Christmas holidays in Florida.

Production on “The Knife of the Party,” featuring Lillian Miles and being produced by the Meyer Davis production unit of Van Beuren for release, was completed yesterday at the Fox Studio. Supporting players in the short, which was directed by Lee Shemph Howard, Jack Good, Willy Byrne, Eddie Roberts, the Girls Friends trio, and a chorus of 16 non-union girls, will be submitted with a rehearsal supervised on the story, which is credited to Art Jarrett and H. O. Kussell.

**A Little from “Lots”**

JOHN CROMWELL will supervise as well as direct Irene Dunne’s new RKO film, “Tr底层.” Pandro Berman, who was to have supervised, is on vacation abroad.

Lexis Wilson and Tom Ricketts have been signed by Columbia for “No Greater Glory,” which Frank Borzage is directing.

Lester Cohen will write the screen play of George Bernard Shaw’s “The Devil’s Disciple” for RKO, Kenneth Macgowan announces. The studio also asked Gemmy Gardner and Tom Kilpatrick to collaborate on the “Green Mansions” script for Dolores Del Rio and Joel McCrea.

“It Happened One Night” is the new title of Columbia’s Gable-Collar and a vehicle formerly known as “Night Bus.” Frank Capra is the director. Walter Connolly, Roscoe Karns, George Breakston, Henry Wadsworth, Ward Bond, Claire McDowell, Theodore Robinson, Frank Halliday and Alan Hale are among those prominent in the cast.

William H. Griffith has joined the cast of RKO’s “So You Won’t Sing, Eh?”

Ben Bernie will appear in “The Great Magoo” instead of in “Murther at the Vanities” for Paramount.

Ann Dvorak will appear in “Hot Air,” with Dick Powell and Pat O’Brien, and Donald Woods has been assigned to “Merry Wives of Reno,” both Warner films.

Hardie Albright, Vincent Barnett and Jack Irons will appear in “The Ninth Guest” for Columbia.

“I’ll Bell’s” has been retitled “I’ve Got Your Number” by Warners.

Lew Lerxson has joined Paramount to adopt his own idea, “Double Jeopardy.” Wells Root will adapt “The Trumpet Blows” and William Lipman is to do the script of “Little Miss Marker,” both also for Paramount.

Carole Lombard and Preston Foster will play the leads in Paramount’s “The Man Who Broke His Heart.” Charles Bickford and Alian Shipworth have featured roles in the picture.

Censor Makes Ominous Start

Rumors of a new picture viewed in her now capacity at city censor was banned by Mrs. Harriet B. Adams, a church worker. The picture was “White Woman.”
"Waltz in A Flat Major"

Audio Productions
First-rate

Cleverly devised and smartly executed, this "Musical Mood" subject should please all fans of well-trained, well-dressed dancers, in a classical routine in which she employs a balcony of her own kind in the music. The subject even manages to work up a little suspense in the constant interest in the evolution of the routine and whether it will fit the music. Hans Lange and an ensemble of Philharmonic musicians play the Brahms piece. Subject should go anywhere.

"Hula Moon"

Audio Productions
Good

Deftly avoiding too great an emphasis on the grass-skirted hula wigmakers who are a staple of Hawaiian film treatments of any kind, the screen accompaniment for this medley of Hawaiian airs depicts a procession of men and women carrying palms and potted plants making their way through the tropical isle ostensibly in a religious ceremony. A semblance of plot is provided by having a black-tressed girl follow the group, watch them go into the native dance and then rush into the center of the dancers to perform herself. Photography and choice of shots are fine throughout.

The ensemble singing is first-rate.

"Plane Crazy"

with Dorothy Lee, Arthur and Morton Havel
Vitaphone
Good Novelty, Musical

Embracing plenty of novelty, snappy chorus numbers and some fairly decent comedy, this two-reel musical affair makes out quite well. Arthur and Morton Havel are a couple of aviators who, when business is bad, stumble on the idea of a supposed flight around the world. Foreign atmosphere is worked in through the medium of the production numbers. Dorothy Lee does a showy role.

"Organolgue-ing the Hits"

with Nick Lucas, Lew White, Herbert Rawlinson
Master Art
Charming

Ingeniously devised and effectively executed, this is an elaboration of the illustrated song idea. Several popular numbers are sung, each accompanied by an acted sequence, using pastoral settings for such songs as "Isn't This a Night for Love," Negro characters for "Lazy Bones," a couple of lovers riding in a hay wagon for "Lynin' in the Hay," etc. Quite delightfully different as musical novelties go.

Roscoe (Fatty) Arbuckle in "Tomali"

Vitaphone
Satisfactory Comedy

Last of the Fatty Arbuckle comedies is a generally entertaining concoction in a Mexican locale. Fatty and his pal, sojourning in that country, have an encounter with a general whose girl becomes the object of Fatty's attentions. Slapstick, gags and other typical Arbuckle material combine to make the film altogether satisfying.

"Strange as It Seems"

Universal
Excellent

A very interesting collection of novelties are combined in this reel. Among those are a laughing Jesus and live "teddy" bears of Australia; a very skillful woodcarver, an electric eel, a shingle-shots marksman, an armless man who is clever with his feet, Japanese pearl workers, and other items. All very engrossing.

"Mighty Atoms"

British Instructional
Interesting

A microscopic study of bugs. Though the Memly subject of scientific interest, it possesses a fair amount of entertainment value for general audiences. Accompanying is an explanatory talk in British accent.

"Supper at Six"

Good Comic Novelty

In this Memly subject of a theatrical board house is used as the locale for the introduction of musical numbers by various well-known radio and vaudeville performers, including Jack Arthur, Ponce Sisters and others. Maud Odell is the ladyland, and among her guests are many old stage war-horses who are worked in for effect. One of the boarders, an aristocratic widow, gives a party for the bunch, and this supplies the occasion for some bits of broad humor.

"Dassan"

First Division

Good Adventure Film

A record of a journey to Dassan, an island off the southwest coast of Africa, inhabited by the "jackass" penguin, so-called because of its bray and to distinguish it from the king penguin, this is an interesting account of the little-known life of these human-like birds. The film was photographically and produced by Mr. and Mrs. Perty Kearton, an English couple. Kearton is the narrator, and not bad. Musical accompaniment is fair. Latter third of picture gets away from penguins and is slow. Animal lovers, however, will be delighted with this picture.

"Strange As It Seems"

Universal
Excellent

A very interesting collection of novelties including the Hindu Kalyay festival where the natives subject themselves to odd tortures: a chinchilla farm, a carnivorous flower, a one-armed paperhanger, Japanese hairdressers, the shrine of Saint Roch at New Orleans, the mumified figures of the Jivaro Indians and other items.

4 Assignments for Wyler

William Wyler, Universal director, who has returned to the coast after a sojourn in New York, has four assignments in prospect. Three are Universal pictures, while one is an offer from Columbia. Whether the latter company obtains his services will be decided after Wyler has conferred with Carl Laemmle, Jr.

R. C. Sherriff Signs With U Again

West Coast Bureau of THE FILM Daily

Hollywood — R. C. Sherriff, who adapted "Invisible Man" for Universal, has been signed to a new contract by Carl Laemmle, Jr. He will write three plays in the coming year. At present Sherriff is in England conferring with James Whale, director, on the first story, "A Trip to Mars."

Paramount Buys Two Stories

"Fifty-two Weeks for Florette," by Elizabeth A. Heerman, and "Cosmetic," by Bekeffi, Hungarian writer, have been bought by Paramount.

Oswald in "Parking Space"

Universal

Swell Cartoon

Cleverly conceived, this cartoon unfolds the idea of a baby checking into a hotel, which goes up in flames when one of the infants, after swallowing a bottle of black ink, turns nigger and does a hot dance which sets the place blazing. Wind-up is amusing as are the incidents which preceded the conflagration.

Vince Barnett in "A Trifle Backward"

Universal

Fair Comedy

This risqué subject built around an accident in which Vince Barnett is supposed to have his hind quarters knocked around to the front part of his body is productive of not a few laughs. It is, however, a trifle unseemly and a whole lot obvious. Gertrude Short gives a good account of herself.

Louise Fazenda in "Mountain Music"

Universal

Fair Comedy

Louise Fazenda inherits a general store in the mountainous region where the Morlows and the Matfields, the only inhabitants, are constantly feuding. Both clans decide that one of their number must marry her. The wild wooling and her flight from the place for fair diversion.

Oswald in "Chicken Reel"

Universal

Good Cartoon

An amusing conception in which the "illegitimate" duckling disowned by mother, father and farmyard, effects a rescue of his entire family when a flood threatens extinction. Fertile in invention this is another good Oswald comedy.

James Gleason in "Pie For Two"

Universal

Fair Comedy

James Gleason here plays a slangy good samaritan who, while not above trampling a sucker, can be depended upon to aid beauty in distress. How he succeeds and is himself left out in the cold is told in over-menlo-dramatic but amusing fashion. Especially good is the slangy fable of The Ark and Noah, who was "tipped off by the supervisor for being a good guy."
Greeted With
APPLAUSE

EASTMAN Background Negative is winning wide acclaim among the many producers and cameramen who have already discovered its possibilities. Its remarkably fine grain meets the prime requirement of background shots that are to be projected and rephotographed. Other qualities . . . particularly a surprising degree of speed . . . give it a potential versatility that may well lead to finer photography in other directions. Eastman Kodak Company, Rochester, N. Y. (J. E. Brulatour, Inc., Distributors, New York, Chicago, Hollywood.)

EASTMAN
Background Negative
**Distributor-Exhibitor Truce Urged by Allied Head**

**CODE ‘BEST WE COULD GET’, JOHNSON TELLS LOWELL**

Concentration on Big Specials Advocated by Goldwyn

Lower Production Costs a Fallacy, Says Producer

West Coast Bureau of THE Film Daily

Hollywood — Citing box-office results for the past year to prove his contention that only outstanding pictures are bringing in real money, Samuel Goldwyn advocates concentration on more big special productions in 1934 as well as in succeeding years. In a year-end statement to THE Film Daily, Goldwyn says:

“...The solution to the present problems which confront the motion picture...”

(Continued on Page 3)

**2 KINDS OF MEETINGS FOR CODE AUTHORITY**

Meetings of the Code Authority, now in process of organization, will divide themselves into two classes, one devoted to hearing of appeals from local zoning and grievance boards and the other to administrative matters. Meetings will be called from time to time as matters accumulate and demand attention.

(Continued on Page 4)

Ben Holmes Sees New Deal In Hollywood Pay Checks

West Coast Bureau of THE Film Daily

Hollywood—Declaring that “the Hollywood clampdown is over” and the era of “relative employee” is at an end except for those who have demonstrated their ability to produce, Ben Holmes, RKO director, predicts a more equitable distribution of

(Continued on Page 4)

**Ritter, Harry Brandt, Metzger Give Views on the Coming Year**

Detroit—If producers and distributors will devote their entire time and talents to the making and marketing of pictures, letting exhibitors exhibit them without interference or dictation from the distributors, movie business in 1934 will be considerably aided, declares James C. Ritter, president of Allied States Ass’n, in a year-end statement for THE Film Daily.

“...Codes will not fill empty seats,” says Ritter, “but good pictures and better cooperation between producers and exhibitors will. With such teamwork there will be less friction...”

(Continued on Page 4)

**Dr. Lowell Makes Public Correspondence With NRA Officials**

Boston—In reply to Dr. A. Lawrence Lowell, who in declining an appointment to the Code Authority contended that the film code sanctions certain practices to which he is opposed, Administrator Hugh S. Johnson declared that the code as signed represents the best compromise of differences that it was possible to obtain. Correspondence between Dr. Lowell and the NRA, made public by him yesterday, shows that he wired Deputy Admin-

(Continued on Page 4)

**24 MORE REGULARS GIVE AID TO THE FUND**

There is still time to mail YOUR donation to the Film Daily Relief Fund drive for contributions. The response following the A.M.P.A. Christmas luncheon held Thursday was extremely gratifying. Many who had merely forgotten immediately sent their checks. The Fund has not yet reached the mark set by the Committee, however. It

(Continued on Page 4)

**Oklahoma Theater Owners Hold First Meet Jan. 3**

Oklahoma City — First annual meeting of the Theater Owners of Oklahoma will be held in the Civic Room of the Oklahoma Biltmore Hotel at 10 A. M., Jan. 3. It will be a one-day affair, with a floor-show and dance at night. The association, of which M. Loewenstein is president and R. M. Clark is secretary, hopes to adopt the code.

**No Paper Monday**

In observance of Christmas Day, there will be no issue of THE Film Daily on Monday.
4 Films in Foreign Climes Planned by William Fiske

Production of four features and their natural backgrounds is planned by Seven Seas Corp., President William Fiske stated yesterday in New York, following his arrival to arrange distribution on "Cane Fire," Lois Weber directed "Cane Fire," which was produced at Guanai Island in the Pacific, with Maria Maris, Harold Abrahim, Virginia Cerrilli, David Newell and Arthur Clayton.

Fiske and staff leave in February for the Philippines, where Eddie Knope will direct "Moro" as the first of the series of four features. The second picture will be made in Hawaii, the third in Siam and negotiations are now under way to buy screen rights for the best-known "Oil for China Lamps," for filming in China.

Poster Code Hearings Postponed to Jan. 10

Washington Bureau of THE FILM DAILY

Washington—Public hearings on the poster code have been postponed from Jan. 3 to Jan. 10.

Monogram Studio Layoff

West Coast Bureau of THE FILM DAILY

Hollywood—Upon completion of "Mystery Liner" today, the Monogram studio will close for two weeks. Trem Carr announces "Beggars of Ermine," with Lionel Atwill, has been completed, and "Lucky Texan," Lone Star Western with John Wayne for Monogram release, reaches completion today.

New Iwerks Color Cartoon

West Coast Bureau of THE FILM DAILY

Hollywood—Ub Iwerks of Animated Pictures Corp. has completed "The Little Red Hen," a Comicolor animated cartoon, which will be distributed by Allied Pictures Corp.

Indie Musical at Warner

"Rainbow Over Broadway," Chesterfield musical romance, has been booked by First Division for the Warner theater on Broadway, starting today. Cast is headed by Joan Marsh, Grace Hayes, Frank Albertson and Lucien Littlefield.

"Man's Castle" for Rialto


FINANCIAL

NEW YORK STOCK MARKET

Net

High Low Close

Columbia Picts., etc. 24 23 23 1/4
Con. FM. Ind. 3 2 1 1/4
Con. FM. Ind. pfd. 101 101 1/4 101 1/4
Sant. Kodak 82 78 1/2 80 1/2
Loew's, Inc. 301 291 30 31
Paramount cths. 2 1 1 1/4
Pathé Exch. 6 1/4 6 1/4 6 1/4
do "A" 11 10 1 1/4
RKO 2 1 1/4 2 1/4
Warner Bros. 6 1/2 6 1/4 6 1/2
NEW YORK BOND MARKET

Gen. Tel. 6494 13 1 3 1/4
Gen. Tel. 6440 cths. 2 1/2 2 1/2
Loew 6s 41w 82 82 82 1/4 82 1/4
Paramount 6s 47 cths. 28 27 28
Par. By. 5 1/2 5 3/4 3 1/4
Par. 5 1/2 5 1/4 3 1/4
Pathé 5s 5 1/4 28 28 28 1/4
Warner's 6 1/4 6 1/4 6 1/4
N. Y. PRODUCE SECURITIES

Para. Publix 1 1/4 1 1/4

Spitzer, 1933

Saturday, Dec. 23, 1933

Nat H. Spitzer Joins

Romance Productions

West Coast Bureau of THE FILM DAILY

Hollywood—Nat H. Spitzer, formerly a sales executive with Fox Film, will be leased by Romance Productions, Inc., in a similar capacity. Romance, headed by Harry O. Hoyt and George W. Stout, is putting out "Young Eagles," Boy Scout serial.

Trustee is Appointed

For St. Louis Circuit

St. Louis—Nelson Cullin, general contractor and one time Director of Public Welfare and Park Commissioner, has been named bankruptcy trustee for Skouras Bros. Enterprises, Inc., the Warner subsidiary which was acquired from the Skouras boys a few years ago. Cullin's bond was fixed at $75,000.

Ezell in New Venture

Affiliated Enterprises has been formed by Clyde EzelI, associates with headquarters temporarily located in Denver. Concern is selling a "bank night," plan as a business stimulator, representatives are being appointed for the various territories. Ezell has arrived in New York for a two weeks' visit in connection with the project.

Circuit Staff Changes

Pittsburgh—Several managerial changes are announced by Warner Bros. and Harry Amusement Co.

Eddie Moore, former manager for Warners in Johnston, has succeeded Sol Hankin, transferred to Philadelphia, as Main Line district manager. Managers are to be announced for the Park, Johnston, and the Columbia, Erie, which Warners will reopen Christmas day.

Les Bowser, has been appointed manager of the Warnen theater, Warren, O., by the Harris Amusement, succeeding Ken Holford who goes to St. Mary's, Pa., succeeding Bill Peacock, who is now city manager in Oil City.

Harry McDonald at Ballroom

Boston—Harry McDonald, former division manager for RKO, is general manager of the new Normandy ballroom, which is the leased and transformed original Keith theater. T. L. Gill is president of the operating Lyric Corporation.

"Palooka" Song Goes Break

"Count Your Blessings," one of the theme songs in "Palooka," the Harry Goetz-Edward Small Reliance production for United Artists release, will be played or sung 50 times in the next two days over leading coast-to-coast networks.

Muni May Visit Russia

Paul Muni, in New York for a four-month vacation from the Warner studios, is considering a trip to Russia, provided he does not become interested in one of several play offers.
GOLDWIN ADVOCATES MORE BIG SPECIALS

CONTINUED FROM PAGE 1

ture industry rests in the hands of those within the industry and no else.

"Klaw and Erlanger, the Shubert's and other mighty ones of legit-
timate theater learned through bitter

experience that it is not the theater that counts, but the SHOW,
the individual play or picture that is offered. And you can't expect
to keep a high average for that "show" when too much attention
is paid to lowering production costs and turning out product just
to keep theaters open.

"We need more big pictures for new years — maybe a real year to
for it is common knowledge that it is the few big pictures that CARRY
the industry every year.

"Even during these depression times we have spent as much if not
more on the big picture than have made in order to insure quality and box-
office entertainment because I have faith in the public and the real
showmen of this industry. At a re-

sult, I have made money and the exhibitors who have played my pic-
tures have made money.

"Therefore, as 1934 approaches, I am more convinced than ever be-
fore that in the policy of 'fewer and better pictures' which I have always maintained lies the salva-
tion of our industry.

Will Rogers in "MR. SKITCH"

with ZaSu Pitts, Rochelle Hudson, Harry Green

70 mins.

TYPICAL WILL ROGERS SMALL TOWN STORY WITH HUMOR AND DIALOGUE BY ZASU PITTS AND HARRY GREEN.

With Yellowstone National Park and the Grand Canyon as locale, this comedy includes beautiful scenery in addition to the usual droll humor of Rogers. The story opens with Rogers, his wife, ZaSu Pitts, his daughter Rochelle Hudson, twin girls and a six-year-old son, being dis-
ppossessed. Rogers decides to pack the family in the ramshackle car and start for California. To them is a thrilling ride over the mountains and some very funny experiences at Yellowstone. They then go to the Grand Canyon, where they meet Harry Green, who has driven to the camping spot in his portable house. Rochelle falls in love with a young West Point cadet. Green and Rogers become great friends, which means plenty of laughter. After some interesting situa-
tions they manage to accomplish a small fortune and return to the old home.

Cast: Will Rogers, ZaSu Pitts, Rochelle Hudson, Florence Desmond, Harry Green, Charlie Standish, Author; James Cruze; Director, James Cruze; Author, Anne Cameron; Adaptors, Ralph Spence, Sonya Levien; Dialogue, Wm. H. Miller, not credited; Cameraman, John Seitz; Re-
cording Engineer, W. D. Slick.


"CHANCE AT HEAVEN"

with Ginger Rogers, Joel McCrea, Marian Nixon

RKO

71 mins.

PLEASING DOWN-TO-ЕАТH LOVE STORY OF A SMALL-TOWN COUPLE AND A VAMP FROM THE CITY.

Not a complicated story, but it does have something with sock elements in it, but just a good old-fashioned love story. As such, it is quite refreshing in these days of strainings. Taken from a "Liberry" magazine serial, it tells about a couple of small-town lovers, Joel McCrea and Marian Nixon. Romantic culmination is sidetracked when a rich and aggressive girl from the city, Ginger Rogers, comes along and steals Joel away from Marian. A quick marriage fol-
lows, and shortly thereafter Ginger goes to visit her folks in New York, and when her letters begin to sound rather funny to Joel, he rushes to the big city and soon realizes that he married the wrong girl. So he agrees to a divorce and returns home, where Marian, who has been a good sport all along, welcomes him back. The

acting is in keeping with the story.

Cast: Ginger Rogers, Joel McCrea, Marian Nixon, Andy Devine, Lucien Littlefield, Virginia Hammond, George Meeker, Ann Schoep
den.

Director, William Seiter; Author, Vina Delmar; Adaptors, Julian Josephson, Sarah Brady; Cameraman, Nick Musuraca; Recording Engineer, Forrest Perley; Editor, James B. Morley.


"SMOKY"

Fox

70 mins.

SPLENDID STORY OF A HORSE WITH HUMAN INTEREST, COMEDY, ROMANCE AND THRILLS.

Will James' book, "Smoky," is here brilliantly translated to the screen in a story that holds a kick for every grownup, who will want to bring the kidsies, too. The picture unfolds as a highly interest-

ing yarn, skillfully blending the tale of a picturesque mountain mustang of the range to old age with the effect on the equine of human association over the year, and that warm the insides To

EVE ON RE, we wish the Merriest Christmas and to "Phil M. Daily" who is registered up at the Yorkers General Hospital under the name of Jack Harrower this col'm wishes the Best of Luck and a "Please Get Well" SOON.

JOHNSON ANSWERS LOWELL ON CODE

CONTINUED FROM PAGE 1

Jstrator Sol A. Rosenblatt as fol-

lowing:

"The five large producing companies have, by their business methods, obtained a con-

 trolling grip upon the business and are able to put forth upon the community any films they see fit. This monopolistic practice is based on block booking and blind buying, many of us have asked to have checked by the motion picture code but, instead of that, it has been given a certain legal sanction, and hence the position of the code authority, which I feel constrained to decline, is virtually that of a powerless onlooker at conduct which he can neither change nor improve. More-

over, it is expressly provided that he has no voice but no vote.

Johnson replied, that "...the President, himself, requested your appointment. ...The important thing in your opportunity is to render a great public service." He added:

"The practices of block booking which you say are monopolistic have been specifically held not to be by a Federal Circuit Court of Appeals. We cannot impose through the courts a regulation which is a government advantage vested by the Constitution under the copyright laws, and unless we can obtain agreement to such sur-

render in good faith, there is nothing to be done by us about it."

"But this code does give exhibitors a right to cancel up to 10 per cent of the product which they have contracted for. It is the first time that such a concession has been made by the companies. This paper will go far to remedy the evils complained of if it is not altogether to your liking.

I can assure you that so long as we do not begin to think that we could get and we don't want to give way to the right just because we do not like the weight and edge of the word."
A Little from "Lots"
By RALPH WILK

HOLLYWOOD

PAUL LUKAS is laid up with a broken collarbone as a result of being thrown from his horse during a canter across the horses near Palm Springs. * * *

The arrival of "Baby" Disney created quite an upset in production plans at the Walt Disney studios in Hollywood. The announcement of the arrival of a daughter to the "king of comic cartoons" necessitated a complete hold-down in production and, at the time, "The Little Red Hen." Disney's latest Silly Symphonies, was in work, for United Artists release. * * *

Hamilton McFadden, instead of Edward Sutherland, will direct "Fox Pollitt and Sutherland," as the latter is ill in bed as a penalty for playing golf in a driving rain. * * *

Bette Davis will have the feminine lead in Warner's "Hit Me Again," by F. Hugh Herbert. * * *

Wynne Gibson and Nils Astier have been assigned roles in RKO's "The Crime Doctor," starring Richard Dix.

24 More Regulars
Given Aid to Fund

(Continued from Page 1)


New House for Charleston, Mo.

Charleston, Mo.—Work is starting on the American, a 500-seater, which will be managed by Stanley Dark. O. W. MacCubbin of Blytheville, Ark., is the principal owner.

Pacific Lodge Elects Anderson

Richard V. Anderson of Universal has been elected Master of Pa-cific Lodge 253, F. & A. M., known as the theater and motion picture lodge of Madison.

Spanish "3 Pigs" at Rivoli

Having already been shown on Broad-way in English and French, Walt Dis-ney's "Three Little Pigs" will be shown in a Spanish version starting today at the Rivoli, 3 in competition with Eddie Cantor in "Roman Scandals."

OUTLOOKS

(Continued from Page 1)

tion, greater grosses, more prosper- ity and happier days for everyone." Additional statements on the out-look for 1934, from Harry Brandt, president of the Independent The-ater Owners Ass'n, and Charles R. Metzer counsel for Associated Theater Owners of Indiana, follow:

Up to the Producers
By HARRY BRANDT

THE year of 1934 holds great promises for every faction of the industry, only in the event that the producing end of the industry can come through with far better pictures than any being produced in Hollywood today.

During the past couple of years, while the industry has been suffering from its greatest business set-back, there has been no depression with good pictures. I believe that Hollywood fully realizes that it will either be responsible for a very healthy business year in 1934, or will be responsible for bad business during a year in which every gov-ernment and private activity is bent toward a furtherance of better business.

Members of our association be-lieve that 1934 and the Motion Pic-ture Code will bring a better spirit of harmony into the industry, which in itself should result in bringing the men and women of the industry closer together to the point of elim-inating all bickering and quarrels so that the industry should present a solid front in the face of the new tax legislation and taxation is concerned.

The Independent Theater Owners Ass'n pledges itself to do whatever is possible to make our industry a better, finer, and cleaner business and help put its shoulder to the wheel for the purpose of bringing more people into the box-office so that more money can be sent to Hol-lywood for the making of better pictures.

It will be a banner year for the producers, if they produce. It will be a banner year for the distributors and exhibitors, if the producers will produce.

Lot Depends on Codes
By CHARLES R. METZER

A LARGE part of the success or failure of the motion picture in-dustry during 1934 will be connect- ed intimately with the NRA code as far as the specific code for this industry and the success or failure of codes in other industries. The smaller exhibitor is in an attitude of the rehabilitation of the wrongs of this industry if the various Boards hav-ing control of conditions within our industry function with fairness and honesty in dealing with our prob-lems. The smaller exhibitor, how- ever, is reserving his decisions as to the merits of our code until he sees it actually functioning.

The outlook for general business is still highly in doubt. There is reason to believe that a favorable turn has been made in connection with general business and the trend should be slightly upward during 1934. All classes of exhibitors still raise the cry for good product, better pictures, more for the family trade. It seems a waste of time and money to attempt to secure public patronage for mediocre or inferior product for the public is more dis-criminating than ever in picking what it wants in the matter of enter-tainment. Perhaps some new formulation in the production department may be the answer. The exhibitors who have survived the depression thus far look forward to 1934 with the hope that they will be supplied with a product they can sell to the public. The quality of produce will determine entirely the success or failure of the motion picture in-dustry during 1934.

More Shock Dramas Set
By Carl Laemmle, Jr.

West Coast Bureau of THE FILM DAILY

Hollywood — Three more pictures of the "Frankenstein" and "Dra-cula" school have been set by Carl Laemmle, Jr., Universal production chief. 1934 pictures include "An Affair to Remember," "The Return of Frankie-enstein," and "The Old Dark House," with Boris Karloff, and "The Golem," with Karloff again a possibility as the star.

Monopoly Charge Stricken
In E.R.P.I. Litigation

Charges of invalidity of Electric- tral Research Products' exclusive the-ater license agreement because executed in pursuance of a conspir-acy between American Telephone and Telegraph Company and Electrical Research Products to create a monopoly in the sound re-producing business have been held to be improper and unnecessary to a suit brought by Erpi to re-cover sums due under such contract. Federal Judge Smithy ruled in granting Erpi's motion to strike such charges from the defense to maintain the case against M. L. Dickson, operating the Temple the-ater, Mount Pleasant, S. C.

SHORTS FROM
EASTERN STUDIOS

By CHAS. ALICOATE


Mildred Bailey's intention to fly to the Coast for the holidays has been made impossible by her WABC broadcasting series, and also by the fact that she is expected in series of radio shorts for Educational.

Harry Hirschfeld, cartoonist and radio commentator, makes his debut in talking pictures in "Vaudville on Parade," three-story type feature shorts subject for Universal release. Camera work has been completed at ne Fox studio under the direction of Milton Schwarzwald.

Bob Hope, comedian of Max Gor-don, "Robert," and who has been signed to make a series of comedies for Educational release, will start on his first for that company by the middle of January, with work probably to be done at the Eastern Service studio in Astoria.

2 Kinds of Meetings
For Code Authority

(Continued from Page 1)

without instituting a regular meet-ing schedule, it is understood. In the selection of an executive secretary, the committee named by the Code Authority at its first meet- ing last Wednesday must unam-niously decided upon a candidate or there can be no election. This and the Al Commission, which is in the job of setting up the Code Authori-ty machinery will hold their meet- ings early next week.

Divisional Administrator Sol A. Rosenblatt arrives in New York to-day to spend the holidays at his home in Great Neck, L. I., return- ing to Washington probably on Tuesday.

Ben Holmes Sees New Deal
In Hollywood Pay Checks

(Continued from Page 1)

Hollywood pay checks in 1934 than in any year since the industry's birth, and a redistribution of talent, says Holmes, with real artists getting the top money, while the hack and incompetents will be relegated to the lower folds.

Gets Brookline License

Boston—First license for the showing of movies in Brookline, wealthy resi- dent section of Boston, has been granted by Harvard Amusement Co., which plans to open a theater at Coolidge Corner on Dec. 27.
Hollywood

... takes it lying down

By DON CARLE GILLETTE

WHEN it comes to taking it on the chin without a move or a murmur in self-defense, Hollywood is probably without an equal.

Not a day passes that the exhibitor fraternity doesn't take a poke at the studios for the kind of product they turn out. But have you ever heard a voice from Hollywood criticizing theater men for the kind of showmanship they display in selling those pictures to the public?

GET yourself a batch of out-of-town newspapers, turn to the amusement pages, and see what half of the country's theaters are doing with the pictures, including the very enjoyable ones, supplied them by Hollywood.

George Arliss in "The Working Man" is being advertised with "25 free turkeys."

John Barrymore in "Reunion in Vienna" shares billing honors with "Ladies' towel night."

Will Rogers in "Dr. Bull" is bolstered with a giveaway of "75 pounds of pork."

"Brief Moment" goes with a batch of "mince pies and cakes."

And so on.

EXHIBITORS keep crying for "better" pictures, and then when such grand entertainment as "Prizefighter and the Lady" is delivered at their door, instead of realizing that they can sell a good picture, they bastardize its exhibition by offering it with chintzware, lace curtains or groceries.

Hollywood is making pictures for theater men who are trying to run department stores.

Distributors are mailing elaborate campaign books to exhibitors who have more use for a Sears-Roebuck catalogue.

STILL the walls go forth for more "good" pictures.

What most exhibitors mean by a "good" picture, apparently, is one that will sell itself to S.R.O. without requiring any effort on its part.

If the studios knew the trick of doing that, there wouldn't be any need for individual exhibitors at all.

Revival of Big Spectacles Urged by 20th Century Producer

West Coast Bureau of THE FILM DAILY

Hollywood — Mass production, already on the decline, will experience a big drop in 1934, it is predicted by Darryl Zanuck, production chief of 20th Century Pictures, headed by Joseph M. Schenck and releasing the famous picture to the screen. The new industry will also need of bigger productions, possible only by concentrating on small

(Continued on Page 2)

GIVEAWAYS Violate Code, Milwaukee Court Rules

Milwaukee — Giving away groceries or other gifts to the industry by the house is illegal and a violation of the NRA code, according to a ruling by Judge A. J. Hedding when he fined C. Waschicher, operator of the Pearl theater, $25 for violating the lottery law.

(Continued on Page 2)

Schenck, Van Beuren, Smith See Groundwork for Uptown

As a result of the depression "shakeout," together with the tone now being applied to industry by the NRA, the film industry is in a good position to move upward and reap substantial benefits from returning prosperity, in the opinion of executives whose views on the 1934 outlook are published today as part of the annual series for The Film Daily YEAR BOOK. Coming from Nicholas M. Schenck, president of Loew's, Inc., and M-G-M; Amedee J.

Hollywood Product Again Hitting Favor Abroad

—Quickies Are Out

That the outlook for revenue from the foreign market in 1934 is the best in years is the consensus of opinion expressed by major company foreign department managers, as well as by independent exporters and importers, in statements for THE FILM DAILY YEAR BOOK. The optimism is based, not alone on

(Continued on Page 2)

Theater Reopenings

 AGAIN TOP CLOSINGS

For the fourth month in succession, theater reopenings exceeded the number of closings, it is shown in the monthly tabulation of reports from the Film Boards of Trade. Last month's openings totaled 134, against 96 closings. The number of openings was the third largest for a single month this year, while the closings were the fourth lowest.

Theaters transferred during the month totaled 249, the second largest for a month this year.

Charge NRA Code Used
To Reduce Usurers' Pay

On complaint made by Norman Thomas, Socialist leader, that the wording of the NRA code had been used by some theaters to lower wages of ushers to $10 a week, Deputy Administrator Sol A. Rosenblatt has advised Thomas that the matter would be looked into. Thomas asked that the code be changed for ushers.

Lloyd-Fox Deal Set

West Coast Bar, THE FILM DAILY

Hollywood—Arrangements have been concluded whereby Harold Lloyd will release his next picture, "The Cat's Paw," through Fox. The negotiations were conducted by William R. Fraser, Lloyd's general manager, with Frank Lloyd and John D. Clark of Fox. Sam Taylor will direct the picture.
Van Beuren, president of the Van Beuren Corp., and A. W. Smith, Jr., Warner-First National sales executive, have come to an agreement on the terms of the agreement, according to the following statements:

**Exercise Improves Talent**

BY NICHOLAS M. SCHENCK

IT is easy to make prophesies, but difficult to prove a prophecy, and optimistic about the future. Every one, who has seen what a change has been made by common defense administration. As for moving pictures, they are the public's main entertainment source and the revenue to the industry is in direct ratio to the merit of the enterprise. Pictures should continue to improve with the years because nothing improves a talent so much as the exercise of it.

**Starting from Scratch**

BY AMEDEE J. VAN BEUREN

The motion picture industry, one of the last to feel the pinch of economic prostration, is leading the grand march back to the high road. Whether or not this leadership will continue is entirely in the hands of the producers. Good pictures, as has often been said, will solve practically every problem that confronts us. But good pictures cannot be turned out by machines or machine methods. Present indications point toward reduced production schedules and a return of the single feature policy with a balanced program of quality short subjects. Quantities have never and will never bolster box office receipts permanently.

As proof of the everlasting possibilities our industry affords, "Bring 'Em Back Alive" was released in mid-season of one of the worst years the industry has seen and was a record breaking money maker wherever it was shown. Then there is a definite agitation against picture cycles. Because a picture that is well done meets with popular approval is no reason for producers to feel that they must duplicate it. In many particular type of production. The motion picture industry has grown to prominence by furnishing variety entertainment.

Our Government has taken steps to eliminate unfair practices within the industry and is opening the market to the industry's supply to both of which actions should have a very beneficial and far reaching effect during 1934. We are all starting from scratch, the parade is under way and it is up to every individual to keep moving forward with confidence and optimism.

**In Position to Benefit**

BY A. W. SMITH, JR.

The new industries are in a position to benefit more by the President's Recovery Program during 1934 than is the picture business. For the key purpose of N.R.A. is to divert incomes to more millions of consumers of low-cost commodities, such as motion pictures.

Dec. 31: Motion Picture Salesmen's twelfth annual New Year's Dinner-Dance, Hotel Plaza, New York.

Jan. 3: First annual meeting of Theater Owners of Oklahoma, Oklahoma City Hotel, Oklahoma City.

Jan. 5: Meeting of Code Authority, New York.

Jan. 10: Hearing on theatrical poster exchange code, under Division Administrator A. D. Whitehead, Washington, D. C.
swell the fund that helps this industry's neediest cases!

THEY HAVE FAMILIES . . . wives . . . mothers . . . children dependent on them . . . hungry . . . badly clothed . . . badly housed.

THEY MUST NOT STARVE! they must not freeze!

SOME OF THEM HAVE been in this business . . . giving . . . giving . . . giving . . . since the old days of the Biograph . . . helping to place this industry on a firm foundation.

MANY OF THEM HAVE given until it hurt to this same fund in happier times.

NOW WE MUST HELP THEM!

FILM DAILY RELIEF FUND

1650 Broadway New York

MAIL CHECKS TODAY!!!
MASS PRODUCTION IS DOOMED—ZANUCK

(Continued from Page 1)
program, will hasten the new order of things, says Zanuck. Cycles, the backbone of the program picture, are over, Zanuck claims, and producers must revieve the big spectacles—"big not in terms of mobs, but spectacular in action, colorful in pictorial quality, and impressive in thought, characterization and dramatic treatment."

Zanuck says all future 20th Century pictures will be made under this policy of individual attention, with the entire resources of the studio concentrated on one picture at a time.

"House of Rothschild," starring George Arliss, will be the next of the Zanuck productions to go in work.

Showing of Late Soviet Films

Julian Bryan, recently returned from the Soviet Union, will exhibit his latest motion pictures of Russia at the Theater Arts in Soviet Russia," an evening devoted to the theater and allied arts, to be given Sunday evening, Jan. 16, at the New School for Social Research. Bryan's motion pictures, covering actual making of a Russian film, ballets, dances of Gorky, Armenia, an symphony orchestra, and general scenes of Soviet life today, will be accompanied by his descriptive talk.

Warners Open Norwich House

Norwich, Conn.—The Broadway, closed for some time, is being reopened by Warners with R. B. Hamilton, manager of the Palace, in charge.

Cagney Film at Strand Dec. 29

James Cagney in "Lady Killer," Warner Brothers' new film, opens at the Strand Friday night.

SHORT SHOTS FROM EASTERN STUDIOS

By CHAS. ALICOATE

BUDDY ROGERS, whose last work was in "Take a Chance," made at the Eastern Service studio in Astoria, makes a triumphant return to New York, following Paul White man, into the Paradise restaurant with his own orchestra. Rogers opens at the Cafe on January 20, after playing several weeks in vaudeville in Gotham and nearby cits.

Mollie Picon, internationally fa mous comedienne of the Yiddish stage, is appearing as the star of a special feature short, which is currently on view at the N. Y. Strand as an added attraction to the "Hollywood" show.

Supporting Miss Picon in this short are such well-known Broadway per formers as Jay Veile, Toney Hughes and Lyle Evans.

RELIEF FUND LAGS BEHIND PAST YEARS


RATOFF BACK TO STAGE IN FEBRUARY

Hollywood—Gregory Ratoff, who is back in Hollywood for two pic tures after a series of personal appearances in the east, plans to return to New York early in February, when he may play another brief stage engagement. Meanwhile he is to appear in RKO's "Love an d a Duke" with Lenore Ulric and Co lumbia's "Twentieth Century."

World's Fair Film Opens Dec. 31

Burton Holmes' picture of a Cent ury of Progress opens Dec. 31 at the 44th Street theater, legue house. Film is called "The Chicago World's Fair."

Biograph Studios Reopen Tomorrow

(Continued from Page 1)
the production of talking pictures for the next two months.

Among the hundreds of celebrities expected to attend the opening cere monies will be Amelia Earhart, Fannie Hurst, Henry Hul, Moe and Mollie Wolf, and Nancy Carroll. Mary Pickford and D. W. Griffith, who were members of the Biograph company when it was the leading picture organization in the field, will be the guests of honor.

The revamped Biograph Studios are the largest in New York. Their stages, equipped with the finest sound recording systems and soundproof for perfect acoustics, can accommodate every type of movie production.

New Milwaukee Theater Film Milwaukee—Incorporation of the Riverside Operating Co., to run the Riverside theater here, is announced by R. F. Marty, Eddie Weissfeld, formerly manager of the Wisconsin theater and more recently with the Garfield in Detroit, will manage the theater, which has been operated for the past six months by A. J. Cooper.

Warner Club Xmas Kiddie Party Second annual Christmas Kiddie Party of the Warner Club was held in the Warner home office Saturday afternoon.

BIG YEAR EXPECTED IN FOREIGN MARKET

(Continued from Page 1)
the favorable foreign exchange sit uation materially improving gen eral conditions abroad, but also on the fact that Hollywood has hit a better stride in turning out pictures that suit the tastes of other countries.

N. L. Manheim, Universal export manager, who for years has held that too much dialogue was restricting the foreign market for U. S. pictures, believes that Hollywood has finally mastered sound and is turning out more real action pictures of the desired type.

Arthur W. Kelly, foreign manager for United Artists, sends word from abroad, where he has been traveling for several weeks, that the prospects are distinctly better and the busi ness is there for the one who go after it with the right product.

L. J. Wooldridge, Educational foreign manager, sees the increasing quantity as a quality of production abroad as no threat to American shorts because no country has ever been able to turn out comedies and other shorts to compete with studios here.

John W. Hicks, Jr., vice-president of Paramount International, feels sure that Hollywood will turn out a sufficient quantity of internationally appealing pictures to boost foreign returns next year.

J. H. Hoffberg points out that there is no longer a good market abroad for "quickies" and that quotas and other restrictions are quickly solved in any country when an ex cep tional picture is offered. William F. Barrett, president of AmerAnglo, coincides with Hoffberg's views on "quickies" and adds that it is now possible to look forward to the foreign market of tommorow, hopefully, but confidently. Roman Rebuss of Kine matrade, Captain Harold Auten, Norton V. Ritchey of Ritchey Ex pert Co., M. D. Silkwright of Guar anteed Pictures and Henry R. Arias of Modern Film Sales Corp. are among others expressing optimism over the 1934 foreign outlook.

A Little from "Lots" By RALPH WILK

HOLLYWOOD

SHIRLEY GREY plays the femin ine lead opposite Ralph Bellamy in "Murder at Rexford Arms," for Columbia. Eddie Cahn is directing.

James Cagney, Warner star, will cover the Stanley, Columbia ball at the New Year's Day at the Rose Bowl, Pasadena, as special correspondent for the United Press. It will be his first as a prac tical newspaperman.
Grievance Boards Have No Enforcement Powers Yet

INDUSTRY HAPPY AS HECTIC 1933 ENDS

Films a Basic Need--Harry Goetz; Don't Knock--LeBaron

Producers Give Views on the Outlook for Next Year

Recovery in the film industry is inevitable as in any other industry that has become basically essential to the welfare of the people, and the way to help things along internally is for film folk to do less knocking and more boosting of each other, it is declared by Harry M. Goetz, president of Reliance Pictures, and William LeBaron, Paramount producer, in their year-end statements as part of the annual compilation for THE FILM DAILY

NEED TO DIVERSIFY, SAYS WALTER WANGER

The industry needs all types of pictures in order to appeal to all classes of persons, declared Walter Wanger, M-G-M production executive, yesterday, following his arrival in New York from the Coast. Sophisticated as well as simple subjects must be made, he pointed out.

Wanger's contract with M-G-M is (Continued on Page 4)

Industry to Help Stage Roosevelt Birthday Ball

The motion picture industry is organizing to help stage the "National Birthday Ball for the President" to be held throughout the United States on Jan. 30. H. Wayne Pier- (Continued on Page 4)

New Plan on Awards

West Coast Hq, THE FILM DAILY

Hollywood—Because of dissension among various groups of the Academy of Motion Picture Arts & Sciences, a proposal for appointment of a committee to handle the various annual awards has been submitted by Howard Estabrook, scenarist whose "Cimarron" script was the 1933 winner. Under the plan, the committee would supervise the voting of the entire membership of the Screen Writers Guild, Cinematographers Society and the Academy, and statuette would be awarded as in the past.

BROADWAY BIZ GOOD DESPITE BLIZZARD

Main stem theaters did "surprisingly good" business yesterday in the face of the blizzard that raged all day, according to a checkup by FILM DAILY last night. At the Music Hall it was stated that the only thing the storm swept away was the street line and that the huge thea- (Continued on Page 4)

First Commitment Made For '34 Relief Fund Drive

Although yesterday's mail bag contained more news checks for the FILM DAILY RELIEF FUND, and the 1933 campaign is still open for contributions to bring the total receipts up to former years, the (Continued on Page 2)

25 Pictures to be Made In Mexico, Says Gould

At least ten producing companies will be active in Mexico during the coming year and will make approximately 25 films for Spanish-American distribution, Walter Gould, general manager for United Artists pie- (Continued on Page 2)

Sol Rosenblatt Must Certify Compliance Powers of Boards

By WILLIAM SILBERBERG

FILM DAILY Staff Correspondent

Washington—Grievance Boards in the code as yet have no enforcement powers delegated to them, Division Administrator Sol A. Rosenblatt said yesterday. It is up to the Division Administrator to certify any compliance powers, he explained in outlining methods of com-
**Diversification Needed, Declares Walter Wanger**

(Continued from Page 1)

Understood to have been renewed for another year. He plans to remain in New York until next week, seeing shows and generally looking over story material.

**Denny, LaPlante to Work In Warner British Films**

*West Coast Bureau of THE FILM DAILY*

Hollywood—Reginald Denny and Laura La Plante have been signed by Warners to co-star in a feature and then to star singly in two other productions, all to be made at Warner's Lennox Studios under the supervision of Irving Asher, who is now here conferring with Jack L. Warner.

**Schooler Ends Year's Run at Roxy**

Dave Schooler will conclude his record 51-week engagement at the Roxy on Jan. 4. He plans a short vacation before announcing his future plans.

**2 Gaumont-British Bookings**

"The Ghouls," Gaumont-British thriller, has been booked for the Rialto following "Man's Castle," which opens Friday. "I Was a Spy," another G-B, will play the Roxy at about the same time.

**Party for Gene Raymond**

Gene Raymond, whose new picture, "Flying Down to Rio," is now at the Music Hall, will be guest of honor at a cocktail party from 4 to 7 o'clock this afternoon in the South Room of the Warwick Hotel.

**J. E. Scoville Out of Hospital**

Cleveland—J. E. Scoville of the Scoville Essick and Left cousin, who has been ill for the past two months, is home from the hospital and reported convalescing.

**M. P. Federation Meets Tonight**

General meeting of the Federation of the Filin-Phil, which has not met for some time, is scheduled for 8:30 o'clock tonight at the Park Central Hotel.

**First Commitment Made For '34 Relief Fund Drive**

(Continued from Page 3)

The first commitment for the 1934 Fund drive was announced yesterday by Charlie Golembie, owner of The Morn-


**Coming and Going**

**Fat Gary left last night for a ten day vacation in Florida.**

**Richard Wallace has returned to the coast after a visit in New York.**

**Tallulah Bankhead is recuperating at the home of her parents in Jasper, Ala., before returning to New York.**

**Carlos Garcel, popular Argentine actor, who has appeared in Paramount pictures, arrived in New York today on the Champlain for a series of broadcasts.**

**Franklin and Moss In New Film Venture**

(Continued from Page 1)

Franklin and Moss Inc. have made the proposed company itself, under supervision of M. H. Hoffman, according to plans now under consideration, the remaining eight would be purchased. Both Franklin and Moss are reported planning to finance the company.

**Johnson Says Lowell Doesn't Grasp Code**

(Continued from Page 1)

misunderstands the purpose of the code. Johnson said he expects to write Lowell a second letter in a few days urging him to accept the code post. If Lowell still refuses, another appointee will be named.

**Sunday Shows Made Permanent**

Benton, Ill.—Judge Robert Cook of Herrin has made permanent an injunction restraining the authorities from enforcing a city ordinance prohibiting Sunday shows.

**Cantor Sets Aldine Record for Day**

Philadelphia — A new one-day record at the Aldine has been set by Eddie Cantor's "Roman Scandals," Goldwyn musical released by U. A.

"Back Street" in Second Year

Paris—Universal's "Back Street" has started the second year of its run at the Caumartin. Plan is to continue it indefinitely.

**DAWN TO DAWN**

Three Stars....

**HIGHEST RATING Ever Awarded A**

**FEATURETTE**

—Wanda Hale, N. Y. Daily "News"
"Going Hollywood" is doing Dancing Lady! Business!!! Run these ads when you play it.

Use this window card—this herald!

Play these songs, record tie-ups—radio.

"Going Hollywood" is typical of Metro-Goldwyn-Mayer.
GOETZ AND LeBARON
GIVE VIEWS ON '34

(Continued from Page 1)

YEAR BOOK. The expressions fol-

New Heights Ahead
By HARRY M. GOETZ
There is nothing standing in the
way of complete recovery of the
motion picture industry: its dev-
lopment to a volume and prestige
as great or greater than it was be-
fore the depression. In fact, I think
that it has been proved that the busi-
ness of supplying amusement to the
people at popular prices, of which
motion pictures are today the
principal factor, is just as basic and
sound as food, or housing, or any
other

Present indications show a de-
finite improvement in all branches of
the motion picture industry com-
pared with last year, and I believe
that this improvement will con-
inue. However, I do not believe
that the motion picture industry
will improve faster than general
business—and it is, naturally, de-
pendent on general conditions, and will
progress at about the same rate at which
they do.

I do not agree with those who say
that the moving picture industry
needs new management or new
leadership—in fact, I think that it
has suffered in the past few years
from the fact that people inex-
perienced in the business have been
imported to help run it. On the
other hand, I have every con-

Hurtin Each Other
By WILLIAM LE BARON
The past year has seen irretrive-
able loss in money and prestige
due to our own weakness—an
avid desire to gloat over the produc-
tion mistakes of our contemporaries.
What are we to expect from the
public when we enthusiastically
broadcast through huge billboards
calls to organizations that have
carried it to greater heights than it
has ever before achieved.

One-Act Plays With Films
Detroit—Two Public neighborhood
houses, the Fairway and the
Frigate, are experimenting with one-acts
in conjunction with films. The Jewell
Players are putting on the plays.

BROADWAY BIZ GOOD
DESPITE BLIZZARE

(Continued from Page 1)

ater did "excellent business." A
the Capitol and Roxy the business
was "okay" and "better than we
expected." Warner's Strand, with
"Convention City" backed up by spe-
cial ballyhoo that included free
wheel chairs which some patrons
used for transportation to the sub-
way, reported a very gratifying day.

All RKO circuit houses in the
metropolitan district opened yester-
day with "Little Women" for a full
week's run, and according to a cir-

Industry to Help Stage
Roosevelt Birthday Ball
(Continued from Page 1)
son, vics-chairman of the Demo-
cratic National Committee's stage
and screen division, has been ap-
pointed director in charge of motion
picture and theatrical activities,
with headquarters at the Waldorf-
Astor. Will H. Hays and Will Rogers
have been named to the national commit-
tee in charge of the celebra-
tion. Charles L. Bosley is chair-
man of the exhibitors' committee and
Eddie Dowling heads the pro-
ducers' division.

In connection with the observance,
a huge ball will be held in Holly-
wood and special features are plan-

Dec. 27
Best wishes from THE
FILM DAILY to the fol-
lowing on their birthday:

Maria Alba
John Bowers
Marlene Dietrich
Sam Coslow
Bodil Rising
Edward L. Klein
Now that the Motion Picture Code is settled, the next big job facing this industry is . . .

THE NEW CODE FOR LOVERS!

MILLIONS WILL SIGN IT... THOUSANDS OF SHOWMEN WILL SIGN FOR IT!
It will revolutionize the love habits of the nation . . . . . .
Establish a 24-hour day for romance .
Call 20 million idle husbands back to their home-work! . . . . .

A MAMMOUTH NATION-WIDE DRIVE TO PUT THE COUNTRY SQUARELY BEHIND THE NCL STARTS JANUARY 13th WITH THE RELEASE OF

Easy To Love

FEATURING PRACTICAL DEMONSTRATIONS OF THE NEW RULES FOR ROMANCE BY THESE PROMINENT LOVE EXPERTS—
Adolphe Menjou
Genevieve Tobin
Edward Everett Horton
Mary Astor • Guy Kibbee
Patricia Ellis
William Keighley, Director

Here are a few of the STARTLING NEW RULES for Husbands... Wives...Sweethearts!

1. Make your sweetheart’s wife feel perfectly at ease when she visits you—even if you have to smoke a cigar to do it!

2. Don’t ask embarrassing questions when you visit your husband’s other apartment . . . It might annoy your hostess.

3. Don’t question your husband’s alibi about staying all night with a sick friend... Maybe she was sick!

4. Don’t try to teach your husband’s sweetheart a lesson... Take lessons from her!

WARNER BROS.
SET THE NEW STYLE IN SCREEN ROMANCE FOR 1934!
20th CENTURY MOVIES

ushering in its policy of

with two epochal nation

tickets for

in your trade centers

UNITED ARTS
ITS ITS STRIDE,
BIG PICTURES ONLY
wide trade showings...

JAN. 9th
JOSEPH M. SCHENCK
presents
Constance
BENNETT
in "Moulin Rouge"
with
FRANCHOT TONE

A DARRYL F. ZANUCK production
Directed by
SIDNEY LANFIELD

showings to be held from your nearest EXCHANGE
Film Industry Put Through the Wringer in 1933

Year Saw Only a Few Developments of Major Importance

(Continued from Page 1)

GRIEVANCE BOARDS YET TO GET POWERS

(Continued from Page 1)

ion divided authority to the National Compliance Board or the National Labor Board, but in either case it must first be certified to by him.

In enforcement of the entire code division, Rosenblatt said he could direct the Code Authority to recommend to him machinery for enforcement and compliance and then if this machinery was approved by him he could order the Authority to put it in effect. In this case no recourse to any outside boards, such as the National Compliance Board, would be necessary.

Robbers Get $1,524 in Elizabeth

Elizabeth, N. J. — Blasting the safe in the Regent Monday night, robbers got away with $1,524, Manager Andrew Goldberg reported to the police.

sible for its failure in its instances.

The strangling over double features again figured prominently in the headlines throughout the year, and despite a record amount of effort to settle the question it remains just as moot now as it ever was, or more, though majority opinion held that the matter should be left to local determination.

Circuit breakups and the return of theaters to individual ownership and operation became all year.

Number of theaters in operation, after dropping to about 12,000 last summer, recovered by more than 1,000, according to preliminary figures.

Though exhibition slumped, production of pictures increased if anything, with most major companies speeding up activity on their programs in expectation of a better season ahead.

Decline of the dollar, with its accompanying rise in foreign currencies, substantially lowered receipts from abroad and proved a life-saver for many companies in helping to offset lower domestic receipts.

In the course of the year a large number of American stars sailed away to make pictures in England, where the industry, particularly the theater end, refusing to profit from American mistakes, is embarked on a new building program.

Except for English productions, foreign films suffered a setback in this country during 1933 as compared with the previous year. In the case of Germany, the coming of the Hitler regime had a deterring effect on foreign continental companies, while over too few pictures of international merit.

THE LIGHTER SIDE OF 1933

M clamor across the horizon, saves Paramount, enables several thousand exhibitors to remain in business, and soon has the entire nation cooing “Why don’tcha c’me up ‘n’ see me sometime?”

M. P. T. O. A. survey shows that 95 per cent of exhibitors are against double features, but 95 per cent of exhibitors keep playing “em.

Not Goldstick, Detroit prosecuting attorney hearing charges of indecency against nudist film exploitation, goes to see the pictures and finds them so unnerving that he falls asleep during the show.

About half of film industry goes into receivership, but Wall Street, which fostered the over-expansion that brought on most of the industry’s difficulties, declares $5,000,000 in Christmas bonuses—even in these times!

In 180 exhibitors calling on business conditions the blame for bad business is placed on “poor pictures,” but in 211 interviews with producers not one said a word about “poor exhibition showmanship.”

Newspapers everywhere devote columns and pages of space to divorces of film folk, while a certain well-known Hollywood couple, Mr. and Mrs. Charles Grapewin, have been married for 37 years and nobody gives them credit for it.

A neighborhood circuit in New Orleans advertises giveaways, Free Turkeys, Ladies’ Towel Night, Toys for the Kids, etc., in larger type than John Barrymore, Jack Holt, George Arliss, James Cagney, Will Rogers, etc.

Scientific researchers declare they find movies disquieting to children, while parents say they can’t have any quiet at home unless they send the kids to the movies.

Low point of depression theater operation is reached in Detroit, where Ralph Philbrook opens the Alden theater with a bedsheet on the wall for a screen, sound horns in plain view at the sides, heating provided by two base burners using soft coal and emitting smoke that made it impossible to see the screen from the booth.

Amusement stocks hit new lows; appointments of Kentucky Colonels reach new high.

Pictures Blamed

Grooping for an explanation of the drastic drop in attendance, which drove to a new low under 40,000,000, weekly compared with about 100,000,000 in 1929, exhibitors blamed it on “poor pictures.” Hollywood, be it said to its credit, answered with the best quality average ever attained.

And what happened? The exceptional pictures did land-office business, the above average pictures usually managed to make expenses the pictures that were just good enough to make the red move often than into the black, and anything that rated only fair or less was in for a hard time.

In other words, the public had only so much money to spend, and if it was made the public had only so much money to spend, and if it was going to make the public do so, it was going to make the public do so, it was made

in deluding a certain number of follow-

ers.

Despite available proof that film quality was not only maintained but actually bettered, this was the only industry that blamed the decline in income on the merit of its product.

Even at its low point, theater attendance was at 30 to 40 per cent of normal. The much bigger steel industry went down below 15 per cent—but has not even yet recovered as much as the movies—but no steel man has been silly enough to blame it on the quality of product.

Experimention Runs Wild

Exaggerated from the exhibition field, Hollywood left nothing undone in its efforts to supply the kind of pictures that would attract patronage. There were probable more short-lived cycles and more experimentation film styles during 1933 than in any other year.

A string of official world war films came along early in the year, followed by a revival of musicals, a siege of topical news-headline themes, then all-star casts, animal and expedition films, nudist attractions, costume plays, goon-goons, cavalcades, and novelties of every description from narratage and “Berkeley Square” to “Doctor X” and “Invisible Man.”

And all the time the great mass public wanted nothing more than something sweet and simple like “Little Women,” or good old-fashioned heart interest like “Lady for a Day,” or hokum like “She Done Him Wrong,” or a standard musical —any of these and the price of admission.

Producers went all over the globe looking for the end of the rainbow, when it was right in their own back yards.

B. O. Prices, Duals, Etc.

In spite of a general realization throughout the industry that admission prices had been too low, that most theaters had been giving entirely too much show for the money, efforts to raise scales in most cases prompted abortive or short-lived. Re- fused of competitive exhibitors to cooperate in the move was respon-
TEN LEADING NEWS EVENTS OF THE YEAR

Motion picture industry goes under NRA code.
Receivers appointed for Paramount Publishing, RKO, Fox theater circuits.
Film industry takes eight-week salary cut.
Sirovich bill for sweeping probe of film industry is defeated.
S. R. Kent effects financial reorganization of Fox Film Corp., averting receivership, and company shows first profit since 1930.
Ruling of U. S. District Court, Wilmington, creates "open market" on sound equipment.
N. L. Nathanson regains control of Famous Players Canada circuit.
Darryl F. Zanuck quits Warner-First National and with Joseph M. Schenck forms 20th Century Pictures, turning out eight productions in first four months.
Harold B. Franklin resigns as president of RKO Theaters.

IN MEMORIAM

DEATH took a big toll from the film industry in 1933. Among the leading figures, lately or at one time identified with the movie picture business, who passed during the year were the following:

Rone Adorco
Roscoe "Fatty" Arbuckle
John G. Adolphi
Spittawood Aitken
Nathan Asher
Floyd Brockell
Ernest Bru
F. G. Bonils
Barry Connors
Mark M. Dittenfass
Mike Dustan
Paul Dickey
Blande Friderici
Tex Guinan
Isaac Gordon
Julia Swayne Gordon
Joe Goldberg
Walter Hiers
David Horsley
Percy Huth
Herbert Hollingsworth
Martin Herman
W. C. Hobard
Louise Closser Hale
Leon Hamburger
Jonie Jacobs
Laurence E. Johnson
Fred Kerr
Phil Kaufman
Tom Lothian
M. J. Mintz
William Morris
Martha Mattox
M. A. Malaney
Jack Pickford
W. E. Paschall
Harry Alan Potamkin
Sam E. Rook
Skeeter Bill Robbins
Stime Silverman
Les J. Selnick
Emil E. Shaver
E. H. Sothern
Roy Stewart
Ernest Torrence
Joseph Urban
Arthur Whitney
Frank J. Willstach
Felix R. Wendelschafer

Recently operated by Harry Arthur for Fox.
"Ado" A. Rosenberg to write film code following long deadlock among various industrial factions.
NRA industry code signed by President Roosevelt.
Fox financial statement shows first profit since 1930.
Columbia earnings increase 33 per cent over 1932.
L. J. Selbert, former Universal sales manager, joins Bryon Foy Productions as general manager.

OCTOBER

Detroit exhibitors fail to go through with agreement to ban double features.
Harold B. Franklin resigns as president of RKO Theater Attractions.
Publix turns back Blank, Hohblitte and Perry Picture Productions.
John Ebersom joins National Theater Supply as reconstruction lawyer.
Joseph M. Schenck and Samuel Goldwyn, barring of code's regulations on salaries, quit of Producers' Aline on coast.
Code goes to the President with approval of Hays Office members.

NOVEMBER

New exhibitor unit, Independent Motion Picture League of Ohio, is formed.
Emmer Pearson does VD for state manager, William Goldman quits as manager of Warner-Stanley.
A. A. Bank forms Tri-State Theaters to build up new circuit.
F. G. Bonils resigns as secretary of Academy of Motion Picture Arts and Sciences, Warner Producing in the black stock.
New Mexico forbids buying of foreign products.

DECEMBER

Text of code is made public; no changes made by President in draft, but his Executive Order authorizes opposition on part of producers and distributors.
Agreement on Executive Order, clarifying its application, is reached following conference with General Johnson.
A. C. B. H. Stobart, elected president of Poli New England Theaters, with S. Z. Poli as treasurer and Louis M. Salig as general manager.
Australia's censors still opposed to code, first meeting of Code Authority held Dec. 20 in New York.
Phil Reisman heads new RKO Radio Pictures foreign sales setup.
Contrast with their 660,900 shares of Loew stock bought by note holders of Film Securities Corp.
Dr. A. Lawrence declines post on Code of Federal Register.
Famous Theaters Corp., Paramount Publix subsidiary, acquires assets of Publicities Enterprises at auction.
"RAINBOW OVER BROADWAY" with Joan Marsh, Frank Albertson, Lucien Littlefield, Grace Hayes, 72 mins.
UNPRETENTIOUS BUT GENERALLY DIVERSE SENTIMENTAL MUSIC IS THE BATION STAGE SCHOOL. OKAY FOR THE POP HOUSES.

Basically the story of a former Broadway star is how a night club, singing hotch-potch numbers written by her stepchildren, this yarn allows for the introduction of various song numbers and chorus ensembles, thereby, if it's a diversion the making that it fairly satisfying for the not too discriminating popular-price clientele. Grace Hayes, vaudeville headliner, is the singer. She married Lucien Littlefield, a widower, and then proceeded to demand a lap of luxury and the satisfying of all her whims even when the family fortune is gone and the kids have to go to work. Joan Marsh, the stepdaughter, brings an old sweetheart, Frank Albertson, now a success story, and non-understanding hear some songs which she and her brother wrote. Mother steps in, makes an impression on her single-minded daughters, through his interest becomes the hit of a Broadway night club whose habitue take a liking to the Mae West type entertainer. So the family is put on its feet, and Frank wins Joan.


Director, Ruth Thorpe; Author, Carol Webster; Adapter, Winifred Dunn; Dialoguer, same; Cameraman, M. A. Anderson; Recording Engineer, Pete Clark; Music, Harry Von Tilzer; Ensembles, Fanchon & Marco.

"MARRIAGE ON APPROVAL" with Barbara Kent, Donald Dillaway, William Farnum.
Freudianism.
67 mins.
MODERN YOUTH STORY IN SMALL TOWN SETTING EFFECTIVELY AND ENTERTAININGLY DEVELOPED.
No outstanding name value in this opus, but it's a garden-variety living story, always on its toes to introduce new twists. Story begins by showing opposition of mother and daughter to the marriage of young by small-town minister, aghast at modern ways, that his child of 18 shall not wed for four years. Daughter, on clandestine nocturnal outing journeys to roadhouse, which is raided, and then, in alcohol-laden condition, is wed. She remembers all about the evening, except that she was married. The husband and other couple on joint pact to keep this secret. Minister learns daughter was in roadhouse. Scene follows in which she calls parent tyrant and non-understanding and goes off with husband to another town where he has a job. In big city, they maintain fiction of non-marriage. Vamp tries to steal hubby. Misunderstanding, well-worked out, is followed by girl going home and then the usual reconciliation.

Cast: O.K.


Director, Howard Higgin; Author, Priscilla Wayne; Adaptor, Olga Printzau; Dialoguers, Edward Sine; Cameraman, Edward Kull, Editor, Fred Borden; Ensembles, Fanchon & Marco.

"ENLIGHTEN THY DAUGHTER" with Herbert Rawlinson, Miriam Battista, Exploits of a Pic. W.E.L.L. HANDLED PREACHMENT AGAINST LOW-LIVING YOUTH AND PARENTAL NEGLECT.
There is nothing particularly new in this film, except that in dramatizing the "social problem" theme some well-meaning parents and others sing along with the kids, and their "audible thoughts," condemning themselves for neglect, are introduced at the conclusion. The story deals with two young people who have run away from home. Lillian, played by Miriam Battista, is innocent of wrongdoing until she meets and falls in love with a good-looking young boy. The lad, played by Gerald Winthrop, soon tires of Lillian and becomes engaged to Ruth, her cousin. Meanwhile Lillian's father is lecturing here and there on the duty of parents toward their children, all the while neglecting to fortify his own child against the dangers of life. Herbert Rawlinson is Ruth's father, learns that Lillian is to become a mother. He denounces the young man and goes to inform Lillian's mother. The film ends tragically with the expected preachment. Cast is okay.


Director, John Varley; Author, Ivan Abramson; Adaptor, Arthur Moel; Dialoguers, Bob Lively, Betty Laidies; Editor, Patricia Rooney; Cameraman, William E Miller, Nicholas J. Rogell; Recording Engineer, Harry D. Belock, Lyman J. Wigg, Armand Schettini.

Direction, Good. Photography, Good.

"John Wayne in "SAGEBRUSH TRAIL""
Monogram.
54 mins.
FAST MOVING ACTION-FILLED WESTERNS WITH GOOD CLIMAX, PUNCH, AND A LUCKY ROMANCE EFFECTIVELY INTERWOVEN.
Swiftly-paced, action-crammed and with romance effectivelly blended, this western way will satisfiy. Story starts with Wayne, a fugitive from justice, dropping off a train to be pursued by the sheriff and his side. They leave him in a stream, supposedly dead. Alive, he swims to the bank to be picked up by an hombre who has witnessed the encounter and who takes him to join the outlaw band he is linked with. This benefactor is the man for whose crime Wayne went to prison and later escaped. Plot then details how Wayne frustrated several holdups planned by the gang through the medium of the girl he becomes enamored of, and, in the end, wipes out the gang almost single-handedly and wins the girl. Interwoven is the tale of Wayne's relations with his outlaw pal, their rivalry for the girl, Wayne's discovery that he is the man he is seeking, their joint battle against the gang and the climax.

Cast: John Wayne, Lane Chandler, Nancy Shubert, Yakima Canutt, Robert Burns, Wally Wales, Henry Hall, Bill Dwyer, Al Leiter.

Director, Armand Schaefer; Author, Lindsay Parsons; Cameraman, Archie Stout; Recording Engineer, John A. Strange.

Direction, Very Good. Photography, Good.

THEATER CHANGES—Continued

Stow: — Auditorium; WILMINGTON Memorial.

VIRGINIA
Changes in Ownership
BIG STONE GAP-Aquinn.
Closed.

MADISON—Central; REMINGTON-Central.
Opened.

BOWLING GREEN—Tom Clinch—Clinch—Clinch—DANVILLE—Davistyle.

WASHINGTON
Changes in Ownership
CHEHALIS—Peacock, transferred to Twin Cities Theaters, Inc. by Rae Peacock; GIG HARBOR—Blue Eagle (Peninsula), transferred to R. P. Burdick by D. C. Millward.
Closed.

McCLEARY—McCleary.
Opened.

CHEHALIS—Peacock; Everett—Baby; Gig HARBOR—Blue Eagle; STEVENS; Wigwam; WENATCHEE—Mission.

WEST VIRGINIA
Changes in Ownership
CABIN CREEK—Brown (formerly Wilson); transferred to D. E. Brown by Robert Wilson; HINTON—Rita, transferred to Fredkey & Richter by Ritz Theaters Co.; KIMBALL—Kimbali, transferred to M. Murphy by K. L. Grogan.

WASHINGTON
Changes in Ownership
BRILLION—Auditorium, transferred to J. J. Ecker by Ray Pfelker; EAST TROY—Grand, transferred to George Schroeder by A. L. Geyer; HARTLAND—Victor, transferred to E. Schulte by A. L. Geyer; IOLA—Iola, transferred to G. O. F. Hall by Paul Neltner; MADISON—Frelow, transferred to E. M. Wilford by E. M. Wilford by F. C. McWilliams; NEENAH—Embassy, transferred to Embassy Theater Corp. by Chicago Syndicate; NEW HOLLAND—Magician transferred to L. Gayler by Ray Pfelker; PLYMOUTH—Ma, transferred to M. Gilman by Fred Brown.
Closed.

BAILEYS HARBOR—Opera House; FISH CREEK—Town Hall; GREEN LAKE—Opera House; NEW HOLLAND—Magician; PALMYRA—Butler; PEWAKEE—Ow; KILNSVILLE—Majestic; WEWAUKEE—Gerald.
Flinn Made Executive Secretary of Code Authority

165 FILMS NOMINATED IN 1933 "TEN BEST" POLL

Sentiment Grows for NRA Anti-Monopoly Amendment

Passing Parade

... as we see it

BY JACK ALICOATE

The appointment of John C. Flinn as secretary of the Code Authority is a popular one. It will generally meet with the approval of picture folk everywhere. Few in the industry are as well qualified for this exacting job. We have known John Flinn intimately, as an important fig-

ure in the industry, for the past 15 years. He is a diplomat, is well grounded in the fundamentals of the business, and his hon-

esty and word we have yet to hear ques-
tioned. When he takes up his new duties it is not unlikely that he will resign as president of the A. M. P. A., where he has been doing a swell job. Another indica-

tion of the stability and interest of the Code Authority of Motion Pictures is the appointment of John Flinn as secretary.

AND while on the subject, we believe that no better choice of secretaries for the various Zoning and Grievance Boards could be made than from the present Film Board secretaries. Most of these important jobs are held by women who have been with the industry a long time. We know that they know their business, for we have been in contact with many of them over the past 10 years. They are reliable, know their territory, have motion picture background and we have never heard a single complaint against any of them. Cast one vote for us in their favor.

THOSE up with the trend will see an-

other rather definite indication of the march of production eastward in the formal opening yesterday of the New Biograph Studio. Here is a new New York studio big enough to handle the largest of pro-

ductions, with every convenience, and as modern as today's newspaper. Nothing better in equipment can be found on the coast. Old-timers will recall the Biograph studio as the spot where many of the pic-

tures that made early screen history were produced. It was the home of many of the first screen stars. We have always be-

lieved that motion picture production should be centered in New York where it belongs. The reasons for Hollywood are as old-fashioned as a petition.
Fairbanks Film Premiere
At Exhibition in Venice

Venice—One of the pictures to be shown at the second International Exhibition of Cinematograph Art here in August will be the world premiere of the Douglas Fairbanks, Sr., film, "The Black Prince," produced on London Film in England. Fairbanks himself will be present on the occasion. A series of specially made color cartoons by Disney and Fleischer also will be shown.

Countries that have already entered the exhibition include England, U. S., India, Germany, Russia, Japan, France, Holland, Poland, Switzerland, Hungary, Austria, Czecho-Slovakia and Italy with Spain and Argentina now in negotiation.

Xmas Biz Surprises Denver

Denver—Surprisingly good business at Christmas this year is reported by local managers. The Orpheum, with "Mr. Skitch," and the Denham, with "Alice in Wonderland," had both closed on Christmas Eve, an unprecedented occurrence here.

George Rister Gets
Skouras District Post

Bellfontaine, O.—George Rister, lately in charge of Schine houses here and in nearby towns, has signed to assume a district post with Skouras Bros. in the Philadelphia area.

Closed Meeting for Amma

Today’s Amma luncheon meeting at Sardi’s will be a closed affair for members only.

Ernest Trues on the Air

Ernest Trues, star of Education’s two-reeler, "Mr. Adults," passed to make another for the company after Jan. 1. He was guest of honor on the Ipana program over the 2X1 network last night in a skit with his wife, Mary Jane Barrett.

Stop Children’s Band

Peru, Ill.—Appearance of a children’s band in Alger circuit houses has been stopped by the state labor department on a complaint said to have been filed by John Mitchell, manager of the Majestic, La Salle. The Peru theater was fined $5 and costs for playing the attraction.

Booked for Return Date

Atlanta—After playing three weeks at the Rialto recently, Co- oper’s "Lady of a Day" is being brought back to the same house for another run.

Borzage to Direct "Napoleon"

West Coast Bureau of THE FILM DAILY

Hollywood—Frank Borzage has been signed by Warners to direct Edward G. Robinson in "Napoleon."

5th Week for "House on 56th St.",
First we ran this ad - The public was pleased, they loved the simplicity of it. Then we blossomed out into more detail - Like this -

RESULT: The biggest opening rush the Astor Theatre (N.Y.) has ever had. Keep your campaign consistent with the wonderful quality of the picture. The name Garbo is magic. The picture is typically Metro-Goldwyn-Mayer
JAN. 6 — Paramount and exhibitors celebrate New Year with record-breaking business on "Farewell-to-Arms".

JAN. 25 — Baby Le Roy signs contract with Paramount.

FEB. 10 — Marx Brothers challenge Eli Culbertson to bridge tournament. "Sign of the Cross" reported to be breaking records throughout country.

MARCH 4 — Roosevelt inaugurated. Paramount Newsreel scores clean beat on pictures showing inauguration.

MARCH 9 — MAE WEST in "She Done Him Wrong" sets all time record run on Broadway at Paramount Theatre.

MARCH 23 — Design for Living. Noel Coward's sensational Broadway hit purchased by Paramount.

APRIL 7 — Paramount world-wide "Search for Beauty" contest starts in 8 English-speaking countries. Search for thirty perfect young men and women to be given opportunity in Hollywood.

MAY 17 — Bing Crosby signs new contract with Paramount.

JUNE 16 — Paramount's "College Humor" sets new highs in summer attendance in houses all over the country.
JULY 19 - "Song of Songs" opens at Criterion Theatre, New York, inaugurating new entertainment season.

AUG. 21—Lanise Ross, radio star of Maxwell House Hour, signs contract with Paramount.

SEPT. 6—Ethel Merman, stage and radio star, signs contract to appear with Bing Crosby in a Paramount musical picture, "We're Not Dressing".

OCT. 6—Paramount purchases big musical success, Earl Carroll’s "Murder at the Vanities".

OCT. 12—Mae West smashes house records all over the country in "I'm No Angel".

NOV. 28—Claudette Colbert signs new contract with Paramount. Immediately cast for "Cleopatra" by Cecil B. DeMille.

DEC. 29—National release date "Design for Living". Women of country get new ideas on love.

1933 was a Paramount Year, of course.

It's the best show in town.
Celebs at Party Celebrating Reopening of Biograph Studio

Revamped Studio is Expected To Draw More Producers East

Claiming that costs of producing in the East allows notable economic savings amounting to as high as 40 per cent as compared with the Coast, independent producers are welcoming opening of the Biograph studio in the Bronx. With this addition to the industral, totals its financial standing, parted from the producer activities to the East from the Coast.

This trend was given impetus when producing firms came to a realization that substantial economies could be established through working in the four districts. In addition they saw the advantages of working within a few minutes' distance of the industry's center. This product made in and around New York was likely to benefit from a difference in production perspectives. Gradually the tendency is to make more pictures in New York each year is gaining proponents and with the revamped Biograph studio now available to producers, major, independent, indications are this trend will be greatly stimulated.

A LITTLE FROM "LOTS"

HOLLYWOOD

GEORGE O'BRIEN although he has definitely abandoned western pictures, will retain his stable and horses situated on his Culver City ranch. The Fox star has rejected an offer from Universal to direct a series of serials, and has turned over his entire stock to his foreman, "Sid" Jordan, who will rent out the horses and equipment.

"Oliver the Eighth" is the title of the new Laurel-and-Hardy comedy which is currently in the Hal Roach studios for M-G-M release. Lloyd French is directing.

RKO has assigned Arthur Hosman to "Success Story" and Roy D'Arcy to "So You Won't Sing, Eh." 

Leonard Fields will direct "Manhattan Love Song," Monogram picture, which goes in work Jan 5 when the studios resume activity after a holiday recess.

The Pacific Title and Art studio is preparing a trailer on "Murders of Secret Police," for M-G-M. Pete Smith is supervising the trailer.

Leon Schlesinger, who is producing the "Looney Tunes" and "Merrie Melodies," and who is also the owner of the Pacific Title and Art studio, tossed a Christmas luncheon in honor of all his employees. A stage show given by the studio was the scene of the festivities.

George Nichols and Worthing Miner will co-direct "Devil's Disciple," Bernard Shaw play, for RKO.

Vivian Oakland, Eddie Gargan and John Saroyan are additions to the cast of Fox's "David Harum." 

Ernest Bachrach, head of the RKO still department, has received a diploma for "achievement of exceptional graphic studies" from the Fellows of the Royal Photographic Society. It certifies his work at the Chicago fair.

Columbia has added Frank Reicher and Howard Clark to the cast of "No Greater Glory," and Jane Darwell and Nora Cecil to "Once to Every Woman."

Monogram has moved its administration headquarters from the building originally occupied by Howard Hughes, to make way for the big Erpi improvement program on the Metropolitan lot.

Paul Malvern will start the next John Wayne western, "Man from Utah," after Jan 15. It is for Monogram release.

Irene Dunne and Harold Huber are additions to "A Very Honorable Guy," First National vehicle with Joe E. Brown star.

Andy Clyde reports that plumbers are getting more absent-minded than usual. He saw one this week that actually brought his tools with him.

Youthful Star-Gazers

Reminiscent of the "old days," when thousands of children crowded the Biograph studio yesterday to star at the gate for a special re-opening, Ap-" the crowd at the gate for a special re-opening, Ap-
Announcing

THE OPENING OF THE

NEW

BIOGRAPH STUDIOS

807 East 175th St., New York

READY FOR SERVICE

JAN. 2, 1934

the WORLD'S FINEST STUDIOS

Definitely Establishing New York Production on a Large Scale and on a Sound Business Basis
We Extend Our Sincerest Good Wishes to

BIOGRAPH STUDIOS, INC.

J. E. BRULATOUR, INC.
EASTMAN FILMS
New York Chicago Hollywood
PRODUCERS!

The Sound Recording is

High Fidelity

by RCA VICTOR at the

NEW

BIOGRAPH STUDIOS

It is fitting that productions in these great modern studios will be recorded by the most advanced Hollywood methods with the world’s finest sound system—High Fidelity Sound, by RCA Victor

RCA VICTOR
CAMDEN, N. J.

A Radio Corporation of America Subsidiary
THE BIOGRAPH STUDIO EMERGES IN NEW DRESS

Left—
One of the Mole-Richardson rolling camera tripods.

Below—
Projection room, RCA "High Fidelity" sound-equipped.

Cutting room from another angle.

Above—
Exterior of the Biograph Studio.

Right—
Some of lighting equipment.
Congratulations to the
BIOGRAPH STUDIOS, Inc.
from
EASTMAN KODAK CO.
CONSOLIDATED PARK was planned to anticipate the growing needs of a great industry. It has changed film printing from a craft to a science. Every known scientific device is employed to assure controlled results. Skilled technical and chemical engineers are constantly seeking means to make Certified Prints even finer than they are. So huge is the capacity of Consolidated Park that more than a billion feet of film prints, upwards of 10,000,000 stills and over 20,000,000 photo-gelatin lobby displays can be produced each year. For its size, equipment and its many contributions to the science of film printing, Consolidated Park has earned its reputation of “world’s greatest film laboratory.”
Welcome to the Industry...

BIOGRAFH

It's a long time, Biograph, since we opened. For in a few weeks we celebrate our twenty-fifth anniversary. Since 1909, when we established our business, the science of making motion pictures has advanced tremendously. The Philip A. Hunt Company has kept pace with this progress and throughout the years has supplied the industry with the photo chemicals best suited to its changing needs. Film laboratories known for quality production buy their photo chemicals from Philip A. Hunt Co.

«PHILIP A. HUNT COMPANY»
Established 1909
253-261 RUSSELL STREET • • • BROOKLYN, NEW YORK
1076 WEST DIVISION STREET • • • CHICAGO, ILL.

Congratulations

BIOGRAFH

We extend our sincere good wishes for the complete success of your enterprise.

AGFA RAW FILM CORPORATION

AGFA ANSCO CORPORATION

245 West 55th Street Circle 7-4635-6-7 Factories in Binghamton, N.Y.
Biograph Studios

offer producers the most modern facilities for making motion pictures

With the opening of Biograph Studios, Eastern production, long the hope of many in the motion picture industry, is at last a fact. For Biograph offers every modern facility for motion picture producing:

- Sound stages large enough for shooting the most ambitious productions.
- The very latest and finest recording devices designed by RCA.
- Electrical equipment to provide every possible lighting combination.
- Dressing rooms to accommodate over 200.
- Fireproof steel vaults for the safe storage of negatives.
- A complete carpentry shop on the premises for construction of sets.

And a well trained personnel rounds out a studio service complete in every detail.
The old Biograph studio, once the birthplace of numerous box-office attractions in the early days of cinema, has been rejuvenated to duplicate its successes in sound. Modernized to make it a plant comparable with the finest in the industry, the studio has been designed to fulfill the requirements of the modern moving picture industry. The studio finally passed to First National and it was there during the years just prior to World War I that many of the company's outstanding pictures were produced. Now the studio, modernized and up-to-the-minute in its equipment, is ready to make new production history.

The location is on East 175th Street and East 176th Street between Prospect and Marmion Avenues in the Bronx and is reasonably accessible from Times Square. It has a frontage of 200 feet on East 175th Street and 265 feet on East 176th Street, with a depth of 384 feet measured from the North building line of East 175th Street to the South building line of East 176th Street.

Four Fireproof Buildings

Four large, fireproof buildings, conforming to the highest type of building practice, comprise the property. In addition to the administration building, studio building, shop and utilities building and power house, the office and studio buildings are built in two widths and together are 196 feet long. Four stories in height, the office building is constructed of reinforced concrete. In the studio building there are four floors and includes a basement for shops and storage, lower stage floor, dressing room floor and upper stage floor.

Two Soundproof Stages

Two thoroughly sound-proofed stages are available. The lower stage is 118 x 77 feet and has 22 feet headroom. The upper stage is of similar length and width and has 28 feet headroom on the average. In the center, for a width of 46 feet, the headroom runs as high as 32 feet.

An electric freight elevator serves all floors of the studio building, having a capacity of six tons and a platform of 10 x 19 feet to accommodate automobiles, trucks and similar heavy apparatus. Additionally, there is a small electric elevator. These elevators, together with fireproof stairways, are in separate fireproof towers at the North end of the building.

Vaults Are Fireproof

Fronting on East 176th Street there is a reinforced concrete building 161 x 72 feet and five stories in height for a length of 41 feet and 265 feet in width for a length of 181 feet. At the rear of the building are six vaults built in a separate building, and the entire building is also equipped with an electric freight elevator and two dumbwaiters in separate fireproof shafts. A small power house, which is located in a one-story brick and concrete fireproof vault structure.

347 HIGH FIDELITY INSTALLATION MADE IN EASTERN STUDIOS

(Continued from Page 6)

a frequency range of from 40 to 10,000 cycles, the new high fidelity system provides the widest range of reproduction ever available to the motion picture producer. Some idea of the extent of this range is given and when it is considered that the first sound film did not reproduce many frequencies clearly above 4000 cycles, and that the best sound systems now in use do not provide reproduction above 8000 cycles. In terms of audible sound this means that the subtle overtones, reproduced up to 10,000 cycles, which give vitality and realistic timbre to the music are now faithfully reproduced.

"Velocity" Ribbon Mikes

An important adjunct to the RCA Victor high fidelity system is the new "Velocity" ribbon microphone. This new microphone differs radically from ordinary microphones in that instead of the usual diaphragm it utilizes a thin strip of metallic ribbon which vibrates exactly to the velocity of air particles set in motion by the sound. It is considerably more sensitive than other microphones and responds uniformly to the full range of frequencies from 40 to 10,000 cycles.

STEEL, BRICK AND CONCRETE, IS LOCATED BETWEEN THE NORTH END OF THE THE STUDIOS BUILDING AND EAST 176TH STREET. IT EMBRACES CONCRETE LINED ELEVATED COLONIAL BANKERS OF 800 TONS CAPACITY, FROM WHICH THE COAL IS FED BY GRAVITY TO THE BOILERS. EQUIPMENT CONSISTS OF FOUR HORIZONTAL WATER-TUBE BOILERS, 100-FOOT BRICK CHIMNEY AND ASH CONVEYING MACHINERY AND THE USUAL MOTOR-DRIVEN PUMPS, ALL WITH AMPLIFIED RESERVE CAPACITY. IN ADDITION TO THE ELECTRIC EQUIPMENT, THERE ARE TWO ELEVATED WATER TANKS, EACH OF 30,000 GALLONS CAPACITY, ONE ON A 60-FOOT HIGH TOWER AND THE OTHER ON A TOWER OF 100 FEET TO MEET THE FUTURE REQUIREMENTS. THE FOUNDATIONS OF ALL BUILDINGS ARE ON SOLID ROCK.

Holt's Four Leading Ladies

West Coast Bureau of THE FILM DAILY

Hollywood—Lou Holtz will have four leading ladies when he starts work on his first comedy for Columbia, a novelty musical short, under the direction of Archie Gottler, the title of which will be announced shortly. The property consists of Billy Seward, recently placed under a long-term contract by Columbia; Betty Grable, who has been seen on the screen in "Kid Boots," with Eddie Cantor and heard over the air with "Lilli of the Vaudeville," with Lili January, borrowed from Universal; and Gloria Warner, a newcomer to the coast, but well known in New York theatrical circles.

HAMMER SUPERVISED STUDIO REBUILDING

The man who originally supervised the designing and erection of the Biograph studios in Mutoscope in 1913 is the man who has been in charge of their 1933 alterations. He is Robert H. Hammer, vice-president of Biograph Studios, Inc., and a pioneer builder of studios.

Hammer's first position was at the U. S. Army Proving Grounds in Sandy Hook, as civilian employee in the Ordnance Department, where he became familiar with the use of intricate and delicate testing apparatus, especially the electric and photographic chronographs for measuring range of projectiles. He assisted in the designing and constructing of a high-speed photographic system in connection with these tests.

Reported on Old Biograph Co.

While working with J. J. Kennedy, engineer engaged in designing, building and rehabilitating at the factory, Hammer, in 1918, took over the operation of the old factory, and after a few months of investigation, the reel and the sound film, on the condition of the American Mutoscope & Biograph Co. The company operated a studio at 11 East 14th St., New York City, in the old Cunard mansion.

Kennedy sensed the future of motion pictures and in a few months had the going concern, with D. W. Griffith, in production of a film for which Griffith was suggesting to Hammer to find the East 14th St. studio was inadequate for the coming season, it was decided to move to the California where open-air sets could be used.

The first film, the combination of Kennedy and Hammer, was "The Birth of a Nation," at the corner of Washington and Grand Sts. and consisted of four 60-foot high sets at each corner of a square. Hung from these were large squares of canvas. These were manipulated by two men at each pole in order to keep the sun off the set. It was here that Griffith and Mary Pickford made their first California pictures, in the early part of 1912.

A Winter Studio

The following year company built a studio at Pico and Georgia Sts., and moved as far out as they could get there each winter for a number of years.

Hammer designed and constructed the Biograph studios on East 175th St., The Bronx, in 1913, during his long period in charge of all operations of the company. He was involved in the developing, designing and building of various Biograph cameras, printers and such apparatus as was necessary for a studio and for the pioneering work in a penetrating study and acquired practical experience with all the various sound systems.
TIMELY TOPICS

Humor in European Film Productions

The Germans have not added much to the idea of the film. Their treatment of the Coenpenk heax made a delightfult film; but they have been cut down by a third without any loss. Still, we have all seen and, with reservations, enjoyed this film. It has brought us a little closer to an understanding of the German idea of what a joke should be. As for Clair, he has done most more than the classical humorists of his race to bring home to the averag Englishman the worth of the light, dry, clear, swift humor of France which is satirical and unsentimental. In England we welcome this humor, alien though it is: for, though we are not used to being poked and rather distrust the processes of reason, we cannot help being fascinated by the results. English films fit to set beside Chap lin’s farces and Clair’s satirical fantasies are yet to come. When they do, there will be one more brand of racial humor to add to those which are at present going about the world among simple people as they have never done before. It is perhaps fanciful to suppose that they contribute greatly to the possibility of international understanding. The world has always laughed in different languages, and will continue to do so. The nearest approach to universal humor at the moment comes from America and is very American. Mickey Mouse is pure cinema in the sense that it cannot be rendered into other terms than its own; and, if we say that it has fulfilled our desire for a universal joke, that is only because, though a good joke, it is not quite good enough.

—A London Critic, in “Educational Cinematography.”

THE INDUSTRY’S DATE BOOK

Today: Federation of the M. P. Industry, general meeting, Park Central Hotel, New York, 8:30 P.M.
Dec. 1: Motion Picture Saloon’s twelfth annual New Year’s Dinner-Dance, Hotel Plaza, New York.
Jan. 3: First annual meeting of Theater Owners of Oklahoma, Oklahoma City, 10 A. M.
Jan. 4: Meeting of Code Authority, New York.
Jan. 10: Hearings on theatrical poster exchange code, under Division Administrator A. D. White, Washington, D. C.

EXPLOITETTES

Mickey Mouse Gets Front Page Space

As a production campaign for the start of the Mickey Mouse cartoon strip in its columns, the St. Louis “Star and Times” ushered in a great teaser ad campaign which carried Mickey Mouse on the front page of that newspaper for an entire week with ads ranging from 160 to 435 lines. On the fifth day an entire page was devoted to the arrival in St. Louis of Mickey Mouse, Walt Disney’s famous character. That same afternoon a character, seven feet tall, dressed as Mickey Mouse, arrived in a private suite on the crack Sunshine Special train of the Missouri Pacific Railroad, coming direct from Hollywood. Mickey was met by a group of St. Louis dignitaries and whisked to the Coronado Hotel where he occupied the Queen Marie suite. The following day, Saturday, the St. Louis “Star and Times” broke with a seven-column ad display on Mickey with the final announcement that Mickey Mouse cartoons would be a daily feature of the paper beginning the following Monday. On Sunday, Mickey again was feted and attended a local football game where he was cheered. Later he received the following wire from Walt Disney: “Dear Mickey: Glad to hear you have arranged with ‘Chic’ Evans to give a free show at Loew’s State theater next Saturday for boy and girl readers of the ‘Star and Times.’ Wish could be there with you to meet all of our little friends.”

AXE EXPLOITETTES

FRONT PAGE SPACE

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THE JILY DAILY

Dec. 28

Frank Butler
John LeRoy Johnston
Arch Reeve
Louis Ayres

Best wishes from THE FILM DAILY to the following on their birthday:

Thursday, Dec. 28, 1933
*MAN'S CASTLE*

with Spencer Tracy, Loretta Young, Glenda Farrell, Walter Connolly

Columbia

75 mins.

GRIPPING, COLORFUL ROMANCE WITH TRACY GIVING AMAZING YET FORCEFUL PERFORMANCE.

The beauty of the story, coupled with most convincing acting by all principals, and artistic and forceful direction by Frank Borzage, make this feature unusually accessible film fare. The story has been framed with plenty of atmosphere and it will hold audiences from the outset to the last fadeout. It concerns Tracy, who always lives in "Shanty Town" until he meets Loretta, who is hungry and desperate. He takes her to live in his shack, where they have as neighbors Walter Connolly, a former prizefighter, Marjorie Rambeau, a sot, and Arthur Hohl, a ne'er-do-well. Throughout the romance Loretta senses the fragility of it all, due to Tracy's wanderlust. She tells him that he is to have a baby, and rather than leave her without any funds, Tracy attempts to rob a factory safe, but fails. Later he marries Loretta and the fadeout finds them riding a freight car together.


*The Swedish Con*

by Salka Viertel, S. S. Van Ryn, Lewis Stone, Elizabeth Young, C. Aubrey Smith, Reginald Owen, Georges Renaud, David Torrence, Gustav von Seyffertitz, Friedrich Murnau, Ben Lyon, Regis Toomey, Patric Knowles, Helene Costello, Mary Nolan, John M. Simmons.

Director, Robert Mamoulian; Associate Director, Salka Viertel, Margaret P. Lovino; Second Assistants to Director, Salka Viertel, H. M. Harwood, Dialogue, S. N. Barnett, Salka Viertel, William Daniels; Editor, Blanche Sowell.

Direction, Aces. Photography, Fine.

Chic Sale in "The Old Bugler"

Paramount

20 mins.

Good Skit

Produced by Phil Ryan and directed by Del Lord, this enjoyable Chic Sale subject shows the character comedian in the role of a bumbling veteran of the Civil War. Chic is looking after an adopted kid, but the lad makes a mess of things, eventually separating the pair, but there is a climactic reunion, accompanied by some heroics of the part of Chic in preventing a robbery, and so comes a reward and happy ending. Whole thing is very well handled and will please.

Morgan and Mack in "The Freeze Out"

Educational

19 mins.

Satisfactory

Varying in locale between an Alaskan saloon of the gold-rush days and the town's chamber in New York, this one manages to squeeze out a fair amount of humor from a comic poker game scene. Scene in particular Mack breaks the machine which tells whether one is telling the truth. Film opens with song in colorful saloon setting. Mack and partner are prospectors. Morgan stagers in with bag of gold. Crooked gambler aims to trim them, but fails out of luck and makes a fight in which Mack, hit on the head, dreams he has gone to hell.

"Air Manics" with Vincent Barnett

Educational

22 mins.

Good Educational

This is less a comedy than a compilation of spectacular air stunts with an attempt to tie it up comically. Fails, in opening with view of air stunts and voice telling pilots what feats to perform. In strolls Vincent Barnett with a camera asking if they have broken any records, and the pilot, who has been given a no, nounces he is too busy with folks out there (pointing to audience). Then is shown some rivalry between a pair of pilots, winding up with Barnett clambering on the tail of one plane while dangerous stunts go on. End is crash.

"Poppin' The Cork" with Milton Berle

Educational

24 mins.

Fair

Milton Berle of vaudeville and some radio fame is featured in this film with a lot to do in some scenes, and for the most part, he is convincing. As a musician he is in a college, the chief debater for repeal and the inventor of a national song. His mother is a dry and favors another youth. Berle sells invention and wins girl in windup. Several production numbers are also filmed.

"What Does 1934 Hold" Educational

21 mins.

Satisfactory

Wynn, the astrologer, makes the prophecies. Interlocutors are male and female guests at a banquet table. Topics include employment, the Rooseveltian leadership and its promise, outlook for war, love and the amusement industry (even gags). Mr. Rooseveltian predicts the effect of Russian recognition, and other items. Interpretations are occasionally complicated, and hedge a bit.

"The Sunny South" (Terry-Toon)

Educational

6 mins.

Pleasing

Satisfactory vocal and musical accompaniment combined with a well-developed idea makes this a pleasant cartoon. Animation shows cotton picking scenes and then home of gay negro mammy and pickanin- nies. Simon Legree is introduced and there follows a hot pursuit, including a chase over the levee la la Uncle Tom, in which he first manages to seize one of the pickaninnies and then goes after the mammy.

Dr. Rockwell in "Rock-A-Bye"

Vitaphone

11 mins.

Satisfactory

An unusual comic short filmed with an audience packed into the studio, the sets and props of "A Modern Zeus" General Electric

10 mins.

Interesting Industrial

Intended to show how modern science has learned to control light, sound, and electricity, these systems out of order, destroy buildings, etc., this industrial subject also has some material acceptable from an entertainment standpoint. Its main use is to introduce the subject.

*HE*

(French production with English dialogue)

Astor Pictures

57 mins.

AMUSING COMEDY PLAYED BY FRENCH CAST WITH SYNCHRONIZED ENGLISH TALK HOLD FAIR GENERAL APPEAL.

Because of the richly humorous and easy-to-understand nature of the story, it should appeal to all audiences. Directed by Guy de Maupassant’s "Le Rosier de Madame Husson," this French-made production with fitted English dialogue has been produced for distribution to the public. It is enjoyed by quite a wide circle. The plot concerns an uncouth country lad who, in an annual village festival, is chosen King of Virtue when no maiden can be found for the honor of Queen of Virtue. After being feted, the lad gets tipsy, rides off on the wrong bus, is unloaded in Gay Paree, and there falls into the hands of a rascally woman who takes him for a crook. She tells him a few things about life that he didn’t know before he was crowned. The whole thing is handled in the typical Parisian spirit of gayety and because of the farcical nature of the subject it is snappy without being offensive. Bookings and exploitation, however, may find their best medium through the art department and book houses. The producing company is Le Films Ormuz.

Director, Bernard Deschamps; Associate Director, Guy de Maupassant; Second Assistant Director, Russell M. Spalding; Cameraマン, Nicholas Farkas.

Direction, Okay. Photography, Good.

Thursday, Dec. 28, 1933
Four Hundred Critics
Representing The Foremost Publications Of The Nation Are Now Voting On The Ten Best Pictures of 1933

FOR
THE
Film DAILY
The Daily Newspaper Of Motion Pictures Now Sixteen Years Old

Intimate in Character International in Scope Independent in Thought
165 NOMINATIONS
FOR THE 'TEN BEST'

(Continued from Page 1)

and is in addition to the 10 selected as the top best.

Compilation of the votes indicates a neck and neck run between several pictures for the eighth, ninth and tenth positions on the list. Last-minute ballots received in the next few days will tell the tale.

Flinn Made Secretary
Of the Code Authority
(Continued from Page 1)

he is expected to resign as president of the A.M.P.A.

Flinn has been in various advertising and exploitation capacities in the film industry for a number of years, mostly with Paramount, where he is now connected.

Disney Drawings on View

In conjunction with the showing of Walt Disney's Silly Symphony, "The Night Before Christmas," the Radio City Music Hall is exhibiting six original Walt Disney drawings used in the production of this picture. The short, a United Artists release, will be held over a second week.

Denver—Mrs. Helen Sullivan, inspector at the Columbia exchange, fatally injured in an auto accident, died this week.

New Britain, Conn.—The Rialto theater building has been purchased at auction by Lucien Nowinski for $16,100.

Grand Rapids, Mich.—Park theater, North Park, has reopened with double features following alterations.

Madison, Wis.—Articles of incorporation have been filed here by the Molidar Theater Co. Incorporators are Glenn W. Stephens, C. E. Morken and E. I. Cooper.

Jacksonville, Fla.—John L. Crovo, veteran showman of the southeast, has been transferred from here to the Paramount in Miami. He replaces Vernon Hunter, Miami city manager, who goes to Tampa in the same capacity. Local vacancy is being filled by John N. Thomas, formerly with the Orlando Sparks offices.

Buffalo—Basil Brady and Emmett Weekly have started a new exchange at 266 Franklin St., known as Ace Films.

Buffalo—The State Court of Appeals has upheld a decision of the Supreme Court and Appellate division which rendered a verdict of $10,271.67 in favor of the Lock City Theaters, Inc., owners of the Palace, Lockport, against the Lockport Enterprises, Inc., former tenants, for back rent and legal expenses.

Buffalo—Nathan Boasberg, manager of the Mayfair, has been acquitted of a charge of permitting the sale of indecent literature in his house.

Seattle—The Roxy has gone double feature, the second downtown theater to inaugurate the policy within the month.

Bremerton, Wash.—David Dodd is managing the Targ, owned by B. F. Shearer. Joe Bradt, former manager, has purchased the Bagdad in Portland, Ore.

Miss. Tax Receipts Up

Jackson, Miss.—The state amusement tax for the first 22 days of December was $2,000 over the same period in November, according to records at the State Tax Commission.

N-E-W-S O-F T-H-E-D-A-Y

AMENDMENT OF NRA LIKELY IN CONGRESS

(Continued from Page 1)

houses that NRA codes are tending toward monopolistic tendencies to the detriment of small businesses.

Whether General Johnson's acceptance of Senator Nye's proposal for a special board of small industries will halt this sentiment could not be forecast. Some members of the upper house are of the opinion that this board should be delegated with its powers by Congress itself, and its members appointed by them, but there is some fear that this procedure might lay the whole NRA open to legislative attack to the detriment of this phase of recovery machinery at this time, and consequently would not receive administration support.

Pete Harrison Resigns
As Federation Head
(Continued from Page 1)

tral. His withdrawal from the office, he explained, is due to the fact that the work which induced him to accept the post—that of drafting the industry code—has been completed. Harrison's successor will be elected by the Federation's board of directors at a meeting to be held soon in New York. About 25 members attended last night's session.

f

or more than thirty years, the most smartly dressed women of the cinema world and society have placed their seal of approval upon the creations of Técla. It is in keeping with this tradition that Técla now presents its newest creation, the world's finest Culture Pearls—treasures of the sea, produced by Mr. Oyster himself and destined for no other fate than to complement the loveliness of a beautiful woman! Exquisitely matched necklaces, of unsurpassable color and orient, are priced from $50 to $15,000.

Técla Culture Pearls also set with genuine diamonds in modern mountings of gold or platinum, in Rings, Earrings, Bracelet, Stud and other Jewel Pieces.

Técla

CULTURE PEARLS

NOW AT 608 FIFTH AVENUE
AT 49TH STREET, NEW YORK
(Adjacent To Rockefeller Center)
660,900 Loew Shares Divided; 130,000 to W. E. NEGATIVE COSTS AT HIGHEST LEVEL, SAYS GIANNINI

Monogram Boosting 1934-35 Schedule to 36 Features

Johnston Says Tentative Plans Call for Eight More Than ’33-34

Tentative plans for Monogram’s 1934-35 production line-up set a schedule of 36 pictures, which is eight more than the company has on its current program, W. Ray Johnston told Film Daily yesterday. Types of stories will be decided by answers to 110 questionnaires sent out to all Monogram franchise holders, branch managers.

ALLIED UNITS SUBMIT TO CODE AUTHORITY

Despite their announced dissatisfaction with the industry code, various Allied units are submitting to the Code Authority nominations for membership in the local zoning and arbitration boards which will be set up immediately. Up to the present none of the units affiliated with the national exhibitor association has

Entire ‘U’ Program Set Within 2 Weeks

West Coast Bureau of THE FILM DAILY

Hollywood — With plans for the Fox 1934-35 program now definitely taking shape, following recent conferences between Sidney K. Kent and Winfield R. Sheehan, plant activity is running at unusually high speed.

“Topaze” Rated Best by Board of Review

“Topaze”, an RKO production starring John Barrymore, is rated the best film of the year by the Committee on Exceptional Photo-plays of the National Board of Review of Motion Pictures, which yesterday announced its annual selection of the 10 best American and 10 best foreign pictures of the year. In rating “Topaze” first, the Committee says it considered the picture

Thomas, Gluckman Likely For M.P. Federation Post

A successor to P. S. Harrison, who has resigned as president of the Federation of the M. P. Industry, will be elected by its executive committee at a luncheon today at

“Ten Best” Distributed

With ballots of more than 360 leading motion picture critics already in, issuing a new record vote in the annual Ten Best Pictures poll conducted by The Film Daily editorial board, predictions are that the winning pictures will be divided among a greater number of producers than in most previous seasons.

Holdings of notes of Film Securities Corp., owning the controlling block of 660,900 shares of Loew common stock, yesterday received a pro-rata division of the shares, with Western Electric getting the biggest block, 130,000 shares, which represents 9 per cent of the outstanding common stock. Noteholders, including 17 banks and corporations, bought the shares at auction on Dec. 19. Film Securities had been in default on the notes since April 1.
Mervyn LeRoy Takes It

More than 150 of Mervyn LeRoy’s male friends, so-called, put him in an iron cage in a bedroom of the Hotel Astor last night and gave him about three hours of direction surprise play with Mervyn ever gave to an actor or actress. The boys were not much daunted, too, to do it. If Mervyn had known in advance what he was in for, he would have broken the chair to try off his① dramatic discretion prevents our naming the culprits, and postal regulations make it impossible to give even an inkling of the cast details. At the end of this morning the gang, convinced that Mervyn still intended to go through with his marriage to Doris Warner on Tuesday, gave him up as totally lost, and so released him.

20th Century Signs Simon As Eastern Publicity Head

Appointment of Bernard Simon as eastern publicity representative of 20th Century Pictures was announced yesterday by Joseph M. Moskowitz, New York representative and treasurer. Simon, a well known publicist and former newspaperman, will work in cooperation with Harry Brand, eastern publicity representative, and with Hal Horne, United Artists advertising and publicity chief.

Gregory Ratoff to Star in Play

West Coast Bureau of THE FILM DAILY

By WARREN H. FELDMAN

Gregory Rattoff, back from New York to appear in RKO’s “I Loved an Actress,” has bought dramatic rights to the novel, “Job,” by Jacob Roth, and will return to New York to appear in a stage version of it about the end of February. Edward Chodorov, scenarist and author of “Wonder Boy,” is dramatizing the book.

4-Month Cruise for Mervyn LeRois

Following their marriage on Tuesday, Mr. and Mrs. Mervyn LeRois will sail Jan. 4 on the Empress of Britain for a four-month world cruise. The bride is Doris Warner, daughter of H. M. Warner.

Warner’s Sign “British Cagney”

West Coast Bureau of THE FILM DAILY

By WARREN H. FELDMAN

Hollywood—Esmund Knight, London stage and screen star, has been signed by Warner-First National studios and will probably be cast opposite Leslie Howard in “British Agent.”

Laemmle on Air Tomorrow Night

Carl Laemmle will be on the air tomorrow night at 11:30 Eastern Standard Time, over a national NBC hookup.

New Chicago House Opens

Chicago—The Hyde Park theater, South Shore neighborhood house, opened this week. The new house, owned by George and Harold Gollos, cost $50,000.

Another for T. & D. Jr.

Martinez, Cal.—The Avalon has been sold by J. N. Tochioni to T. & D., Jr., Enterprises, who will operate the theater before re-opening.

New M-G-M Manager in Italy

J. Bedini has become manager of M-G-M distribution in Italy, with headquarters in Rome. He has succeeded Fritz Curioni.

Hays Office Not to Make Code Board Nominations

The Hays association will steer clear of submitting nominations for the local zoning and grievance boards to be appointed by the Code Authority. The law committee of the organization, comprising the general counselors of member companies, is now working on an analysis of the code with managers and other distribution officials.

Marx Brothers Not Committed

To set at rest various rumors about contracts supposed to have been signed by the Marx Brothers for their next picture, Groucho Marx announced yesterday that they are not definitely committed to any producing company at present.

Busby Berkeley to Direct

West Coast Bureau of THE FILM DAILY

By WARREN H. FELDMAN

Hollywood—Busby Berkeley, who staged the ensembles for several of the year’s big musicals, has been made film director by Warners on “Dames.”

Durante in Fox Picture

West Coast Bureau of THE FILM DAILY

By WARREN H. FELDMAN

Hollywood—Jimmy Durante has been obtained by Fox for George White’s “Scandals,” to replace Jack Haley, who is ill.

“Red Riding Hood” Becomes “Wolf”

Walt Disney’s new Silly Symphony, formerly called “Little Red Riding Hood,” has been re-titled “The Big Bad Wolf.” Popularity is the reason for the change.

“Samarang” 3 Weeks in Philly

Philadelphia—“Samarang,” United Artists release produced by B. F. Zeldman, has completed a three-week run at the Europa. Local newspapers played up the run with the fact that the producer was born in this city.

“Daily News” Fans Pick 10 Best

New York “Daily News” readers, through the column headed “Voice of the People,” are giving their lists of the “Ten Best Pictures of 1932.” This makes about the 35th newspaper in the country conducting a “Ten Best” selection.

Lowell Thomas Finishes Novel

Lowell Thomas, having already won fame via radio and shorts, has now finished his first novel. It’s called “Singapore Girl.”

Climbing and Going

BY GENE RAYMOND

and his mother and GILBERT ROLAND sell theaters Breckenridge for Europe.

GRANT OLAND, accompanied by Mrs. Olend, left this week for Menlo and Guatemala where he owns considerable land.

FRANCES MARIAN, M-G-M writer, will arrive in New York tomorrow for a vacation.

STARLETT, British journalist and playwright, signed by M-G-M as a scenarist, arrived from England yesterday on the Manhattan, and will leave for the coast within a few days. He is stopping at the Warwick.

LEVESQUE, connected with Warners in Buffalo and father of Paulette Goddard, new leading woman for Charlie Chaplin, is in New York for a visit.

FRANCES MARION, M-G-M writer, will arrive in New York tomorrow for a vacation.

LAUNDER, British journalist and playwright, signed by M-G-M as a scenarist, arrived from England yesterday on the Manhattan, and will leave for the coast within a few days. He is stopping at the Warwick.

J. S. BIERKOWITZ, Majestic franchise holder in New Orleans, has now purchased the Majestic and M-G-M theaters under lease from the Federal Court Receiver.

Limited Sale of 3 Theaters

St. Louis—Federal Judge Davis yesterday ordered a foreclosure sale of the Ambassador, Missouri, and Grand Central theaters under lease from the Federal Court Receiver.

Mayfair in New Orleans

New Orleans—Mayfair established direct distribution this week when T. O. Tuttle of Atlanta took over his office in the suite occupied by Goodrow Attractions. Goodrow, which has taken over Astor and Amity and is preparing to sell the Bank Night premium idea, will have physical distribution of Mayfair while Tuttle sells books.

Flood Hits N. W. Houses

Seattle—Flood waters raging throughout areas of western Washington were responsible for one of the worst disasters in recent years at the Kent theater, Kent, operated by Ray Czarney; S. D. Stan’s Green River Amusement theaters in Centralia, Aberdeen, and other communities.
"CONVENTION CITY" is "THE FASTEST COMEDY OF THE YEAR"..."THE ROWDIEST FUN IN TOWN"..."A MERRY RIOT"..."A CERTAIN MONEY ATTRACTION"...AND, NATURALLY, A WARNER BROS. PICTURE

"Says "Variety"  "Says "N. Y. Mirror"
Directed by Archie Mayo • A First National Picture. Vitagraph, Inc., Distributors
TIMELY TOPICS

Author Gives Impressions Of The Movie Capital

IT doesn't take long to get acclimated in Hollywood—conversations, speaking. A few sentences go a long way and a quick ear makes it possible to sound like a local after three days. To start a conversation, all you do is ask: "Are you working on a picture now?"

That will bring forth an uninterrupted flood of talk which requires no response but an attentive look. A movie is either "the greatest picture of all time" or "it's awful;" references to people could be boiled down to "she (he) is a lovely person" or "he (she) is a bad actor, director, producer or writer." But if you really want to appear to be in the swim, there is the phrase that runs like a refrain through all the talk: "So and so's option has (hasn't) been taken up." Another advantage of Hollywood is that you can really get away from a party by mentioning the fact that you have to be at work early the next morning. In New York, no one pays attention to a woman who uses that excuse—a working girl is nothing but a party go between—up-and-coming. Of course, this habit of early morning rising has its drawbacks for some who really like being a night hawk. I realized that at the first party I went to. Practically everyone had left by midnight. However, even warned by disillusioned friends in New York I didn't really expect anything more exciting than I found there because there was no wild gayety; the guests were models of propriety and sobriety, believing who tells you etiquette has no place in the Hollywood home. Setting a dinner in the capital of the film industry is more complicated even than the same task in the capital of the nation. In the latter, you only have to think of precedence, in the former you have to take love into account—well, love, or the latest gossip about it. It seems to be the thing to seat newly married couples beside each other. By the time the orange blossoms have begun to get a little frayed, a hostess has to remember to link up the three angles of a triangle, for the husband and wife and the wife's acknowledged admirer make up a happy and inseparable trio.

Alice-Leone Moats.

Another "Ten Best" List

Adolphe Menjou and Michael Fairchild made the heroine with orange bangs—yesterday as two of the "Ten Best"—world's best-dressed men—as picked by leading tailors of London, New York and Hollywood, and the Prince of Wales wasn't on the list.

EXPLOITETTES

Well-Rounded Campaign on "Henry VIII"

LOUIS GOLDSSTEIN, manager of the Parkway, Madison, Wis., plugged the opening of "The Private Life of Henry VIII," the United Artists release, with a well rounded exploitation campaign. The front of the theater was effectively decorated with an attractive array of striking 8 x 10 and 11 x 14 lobby accessories. From the 24 sheet gotten out on the picture, Goldstein secured two large cut-out figures and mounted them on comto board. These were placed in prominent corners of the lobby and at night they were illuminated by 1,000 watt lights. In addition to a radio tie-up with Station WIBA in which mention of "The Private Life of Henry VIII" at the Parkway, was made three times a day, Goldstein placed 500 specially prepared menu cards in all leading restaurants. The front page of the menu card carried a 6 x 10 inch ad on the picture. More than 50 tire covers were placed on taxi cars and 5,000 heralds, distributed by a local advertising company, covered the city in a house to house campaign. Passes were wrapped in cake and bread distributed by one of the leading baking companies. This stunt also accounted for generous portions of space for window displays in all of the company's store windows. Also in all "The Private Life of Henry VIII" chatted up such splendid business partly due to the clever showmanship on the part of Goldstein, that it was held over for additional playing time.

—Louis Goldstein, Madison, Wisc.
The Greatest Maker of Musical Pictures now comes through with the successor to "Dancing Lady" and "Going Hollywood". Get behind Ramon Novarro and Jeanette MacDonald in the hit that rocked the nation. Jerome Kern's greatest score, your patrons will love it. The production is typically - Metro - Goldwyn - Mayer
HOLLYWOOD


M-G-M has engaged The Four Mills Brothers for “Operator 15,” in which Mark Warner will be the gang leader. Cooper will appear. The company also has signed Shirley Ross, singer with Gus Arlheim’s orchestra, on a term contract.

Herman Timberg’s original story, “Employment Agency for Stooges,” has been acquired by M-G-M.

Tom Francis, brother of Hugh Herbert, has been added to the cast of “Ten Baby Fingers,” the Charlie Murray and George Sidney two-reeler which Jules White is directing for Columbia. The story is an original by John W. Grey and is being supervised by Zion Myers. Dorothy Granger and Harry Woods complete the cast.

“I believe ‘The Three Little Pigs’ is probably the most successful of all anti-depression measures,” said Mrs. Marion Savage Sabin, in pre-sentation to Mark Warner, for the “Parents’ Magazine” medal for distinguished service to children. Toastmaster Dr. Rufus B. von Kleinsmid, president of the University of California, presented Disney’s pictures afforded a Christmas and that children would vote Disney Santa Claus.

Francis Lederer, between pictures at RKO, will return to the stage in Los Angeles, in a revival of his New York hit, “Autumn Crocus,” to be staged at the El Capitan early next month.

Edward Luddy, Monogram director, has changed his name back to the original Edward Ludwig.

First National has completed the cast of “Registered Nurse” with the addition of Gordon Westcott, Beulah Bondi, Renee Whitney, Virginia Sale, Minna Gombell, Milton Kibbee, Sidney Toler and Fuzzy Knight. Alan Dinehart has been added to “A Very Honorable Guy.”

It is not true that nudists will be cast for roles in John Galsworthy’s “The Skin Game.”

Simile—As conspicuous as a house of David member in a nudist colony.

Among the former Los Angeles sport editors and writers who are now studio press agents are Harry Brand, Arch Reeve, Howard Strickling, Francis Perret, Nat Dyches, Ralph Huston and Hal Roberts. Back in 1914, John LeRoy Johnson, Universal publicity chief, was a sport cartoonist on the St. Paul “Daily News.”

Kay Francis is the most popular star in the Argentine, according to Miguel Tato, of the “El Mundo,” Buenos Aires, who is visiting the studios. At Warner Bros., Associate Producer Robert Presnell, who speaks Spanish fluently acted as interpreter for the visitor.

By the way, George Folsey, con-juror of the camera and a demon tennis and golf player, like his old doubles partner, Karl Strauss, shot a hole-in-one at the Bel-Air club.

Gov’t Films Being Booked

Four Months in Advance

Washington Bureau of THE FILM DAILY

Washington—Demand from educational institutions, engineering societies and civic organizations for films distributed by the Bureau of Mines, Department of Commerce, has reached the point where subjects are being booked three and four months ahead, according to M. F. Leopold, supervising engineer in charge of the film activities. Greater demand has come from educational institutions and students who, due to financial stress, cannot visit mines and industrial plants and so are utilizing the films as substitutes for these trips, says Leopold. The Bureau now has more than 2,500 reels in its library. The pictures are produced with funds appropriated by various industries.

Sales Talk in India

Gentle solicitude and polite persuasion, instead of high-pressure tactics, characterize film selling methods in India, judging by the following excerpt from a letter accompanying a product circular sent out by the Histock-Film Corp. of Calcutta:

“Accept our PaJa greetings with this special issue of our bulletin. In it you will find details of some of the Indian films, which, we trust, you will not miss to book early. We have picked up, from the whole lot at present with us, the best ones for your Suggested programs, and have included some of the best of our ‘homemade’ pictures. We have every hope that they will give you entire satisfaction after you have shown them in your house. You will, undoubtedly, appreciate this endeavor of ours and, if you get the necessary information from these pages and your expert eyes will not fail to realize the merits of our pictures. We assure you once more that every one of them is full of human interest and unique in its perfection.”

Canton, O.—G. B. Odum, manager of the Palace, is leaving Jan. 1.

Dedham, Mass.—The Community theater has returned to the Community Playhouse, Inc., by Julius Joelsohn. Stanley Sunner, formerly of the University theater in Cambridge, is buying films for the house.

Wakefield, R. I.—C. & C. Amusement Corp., has been incorporated by Julius G. Robinson, Morris Berick and Gerardt Hughes.

Boston—Clarence Robbins of Worcester will manage the Coolidge movie theater when it opens Dec. 30.

Boston—Jack Goldstein, RKO publicist, received a watch from Bud Rogers in appreciation for exploitation in the Hub.


Boston—Waldron’s Casino has opened with pictures and stage shows.

Warren, O.—Les Bower has been appointed manager of the local Harri- amusements theater, replacing Ken Hohl, shifted to St. Mary’s, Pa.

Chicago—Moe Levy, Fox exchange manager, has named Leo Shaeur head shipper. He was formerly in the poster department.

St. Joseph, Mo.—Dr. Charles Gieser has purchased a factory building in the suburban part of the city and will rebuild it into a theater. It is expected to be finished within the next ten weeks.

St. Joseph, Mo.—Gene Weiss has sold his interests in the Lincoln theater to his partner Leonard Goldman.


Youngstown, O.—Princess, dark for more than a year, has been acquired and reopened by Stefan Grapa with musical comedy and vaudeville. Pictures go in later, Ralph Pitzer will assist in the management.

Middletown, O.—Ed C. Paul, for years with the Gus Sun Agency, Springfield, is now managing the Strand and Paramount here.

Oil City, Pa.—Bill Peacock has been assigned the management of the O. P., see, of the Harris Amusement houses.

Sharon, Pa.—John Muller has re-opened the Gable after improvements.

St. Petersburg, Fla.—Harry G. Griffin has returned as manager of Sparks’ plaza, succeeding Bub Alli- son.

Daytona Beach, Fla.—A. E. Freeman is to reopen the Kingston.

St. Cloud, Fla.—Joseph Douglas, from Miami, is the new manager of the Granada.

Warner-First National

Releasing 5 in January

Five Warner-First National productions will be generally released in January. The pictures are “The Big Shakedown,” with Charles Far- rell, Bette Davis and Ricardo Cor- tez, Jan. 6; “Easy To Love,” with Adolphe Menjou, Genevieve Tobin, Mary Astor and Edward Everett Horton, Jan. 13; “Massacre,” starring Richard Barthelmess, with Ann Dvorak, Jan. 20; “Hi, Nellie,” starring Paul Muni, with Gloria Farrell and Kathryn Segrava featured, Jan. 20, and “Bedside,” with Warren Williams, Jean Muir and Kathryn Segrava, Jan. 27.

“Convention City” has been book- ed for simultaneous New Year’s Eve premieres in 75 key city houses throughout the country.

Strand’s January Bookings

Following tonight’s premiere of “Lady Killer,” bookings at the New York Strand for January have been set in Washington. The following order: “Easy to Love,” with Adolphe Menjou, Genevieve Tobin, Mary Astor and Edward Everett Horton; “Massacre,” starring Richard Barthelmess, and “Bedside,” with War- ren Williams.
The beautiful, ecstatic romance of a "7th Heaven"... in a brilliant setting of spectacular loveliness... enticing girls, captivating melodies, glorious dancing... and the Piccoli Marionettes... a show in themselves. A picture your patrons will always remember!

I AM SUZANNE

Lilian Harvey

Gene Raymond
Leslie Banks

Padrecca's Piccoli Marionettes

Directed by Rowland V. Lee

Your patrons always like
FOX MOVietone NEWS
Entire “U” Program
Set Within 2 Weeks

remaining eight now being
determined. The Laemmles
tell the remaining eight now being
determined. The Laemmles
tell the remaining eight now being
determined. The Laemmles
tell

Saenger Takes Over
Kenington's Stock

partner with Saenger Theaters in this
corporation, in return for full
claim to $21,186.68 of Kenington-
Snérer funds frozen in the
Merchants Bank and Trust Co. Jack
son, Miss. Receiver E. V. Richards
Says retirement of this stock saves
about $1,200 dividend.

Thomas, Gluckman Likely
For M.P. Federation Post

(Continued from Page 1)
the astor. W. Ray Johnston, who
has been considered for the post,
will not accept owing to the fact
that he is a member of the Code
Authority. Speculation mentions
both Harry Thomas and Herman
Gluckman. The Federation is com-
piling a list of nominations for
memberships in the local zoning
and grievance boards.

Conquest Alliance Moves
Conquest Alliance Co., radio agen-
cy, has moved to 515 Madison Ave.

Tabloid Reviews of FOREIGN FILMS

“KADETTEN” (“Boys in Uniform”), in
German; produced by ReichsligaFilm; di-
rected by George Jacoby; with Trude von
Molo, Franz Ficker, Albert Baserman,
Bettef Riemann, Ellen Schwannene,
Distributed by the Film Exchange. At
the Yorkville Theater.

Good dramatic production depicting the
life of adolescent boys in a German
military school. Well acted and has excel-

“SAISON IN KAIRO” (“Season in
Cairo”), in German; produced by Ufa;
directed by Reinhold Schunzel; with Wilh.
Fritsch, Rolf Reinert, Gustav Waldau,
Anton Pointner, L. Konstantin. At the
79th St. Theater.

Enjoyable comedy about a couple of
students and their respective daughter
and son involved in dual romances which
start when they meet in colorful Cairo.
Fine cast, plenty of good farcical amuse-
ment, and attractive backgrounds.

“LA NOCHE DEL PECADO” (“The
Night of Sin”), in Spanish; produced by
Columbia; directed by Miguel Conterras
Torres; with Ramon Pereda, Virginia Zuri,
Ernesto Vilches, Julio Villarreal, Enrique
Herrera. At the Teatro Variedades.

Routine melodrama aided by musical
touches and a good performance by Ernesto
Vilches. Story is a mixture of various

cost of negatives at top — Giannini

(Continued from Page 1)
year on production, compared with a
slight “Women,” figure in the boom
period when considerably more pictures
were made.

Giannini returns to the Coast next
week.

“Topaz” Rated Best
By Board of Review

(Continued from Page 1)
theatre’s “excellence of production and
John Barrymore’s memorable charac-
terization,” which exercises remark-
ably the timing function of com-
edy in cutting deep into the oddi-
ties of human nature that makes

American
“Berkeley Square,” “Cavalcade,”
“Little Women,” “Mama Loves Papa,”
“The Pied Piper” (Disney cartoon),
“She Done Him Wrong,”
“Slade Fair,” “Three Cornered Moon,” “Topaz,”
“Zoo in Buda-
est.”

Foreign
“Hertha’s Awakening” (Hertha’s
Awakening), “Ivan,” “M.” “Morgan
rot” (Dawn), “Niemandshoel” (Hell
in Earth), “Poll De Carrotes” (The
Red Head), “The Private Life of
Henry VIII,” “Quatorze Jallet”
(July 14th), “The Rome Express,”
“Le Sang d’un Poete” (The Blood of a
Poet).

Allied Units Submit
To Code Authority

(Continued from Page 1)
announced adding its signature to the
code, which they strenuously
opposed at the Washington con-
ferences.

A further discussion of the cod-
situation will take place at a meet-
ing of the Allied board next month,
at a place to be selected.

Alabama Court Upholds
Erpi Equipment Contract

(Continued from Page 1)
a suit to acquire the rental, accor-
ding to a decision handed down
by the Supreme Court of Alabama
in the case of Ford et al vs. Elec-
tric Research Products, Inc., in
the case, owners of the Andalu-
sia Theater, Andalusia, Ala.,
attempted to attach the Western Elec-
tric equipment in the theater under
a claim for rentals against the ten-
tant. Andalusia won in the lower
EPI’s standard theater license
agreement constituted an agreement
of conditional sale rather than one
of lease, but the Court ruled to the
contrary.

Cost of Negatives

at Top — Giannini

1934-35 Schedule

(Continued from Page 1)
and salesmen in the field.
The questionnaire will serve as a
check on the most popular and saleable
pictures made by the company dur-
ing the next eight months. Results
will act as the basis upon which
next year’s material will be select-
ed. No shorts will be included on
the new Monogram line-up.

According to present plans, the annual
Monogram convention will be held
in March.
Johnson Deplores Policies of New Code

EXISTING FILM ZONES TO STAY UNDER CODE BOARDS

Music Society Plans Drive to Increase Receipts for 1934

Fees From Music in Films Dropped $180,000 in Year

With a decline in gross receipts of $180,000 for 1933 as compared with 1932, the American Society of Composers, Authors & Publishers will inaugurate special plans to build up its gross income for the coming year. In 1932 the total revenue from film producers for the right to use copyright music was $380,000. Estimates place the total for the past 12 months at $200,000.

The first move will be to assign

ELECT HARRY THOMAS M. P. FED. PRESIDENT

Harry Thomas of First Division yesterday was unanimously elected president of the Federation of the M. P. Industry, succeeding P. S. Harrison, resigned. Other new officers for the year are:

W. Ray Johnston, vice-president for distributors; J. R. Chadbuck, vice-president for producers; Jack Bellman and Irving Maudeel.

Fox Foreign Managers Arriving for Confabs

In addition to Walter Hutchinson of Great Britain, Carlo Bavetta of France, Harry Gell of South Central Europe and Arthur Rusiatica of Chile, all of whom are now in New York, three more Fox foreign managers arrive next week for product.

Cohen Rumor Denied Again

As a result of another story published on the coast to the effect that Samuel Cohen would be supplanted as Paramount production head, Adolph Zukor yesterday denied there is any truth in the report. Cohen is on a brief vacation and will return in a few days, with Albert A. Kaufman pinch-hitting meanwhile, says Zukor.

Not Revamping Territories for Grievance and Zoning Boards

Existing film zones will be used for the purposes of the code, instead of mapping out new territories in which local grievance and zoning boards are to function, THE DAILY learned yesterday. Present zones will be maintained both because of convenience to exhibitors and to avoid confusion.

B'WAY ATTENDANCE RESISTS ZERO GALES

In the face of the coldest weather the city has had in years, several Broadway houses today broke records of one kind or another. At the Radio Music Hall, "Flying Down to Rio" in its second day of the second week played to several thousand more admissions than on the second day of the opening week, after having started.

Australian Film Probe Follows Building War Sydney—On top of a building war in which Metro's decision to build a $1,000,000 house here followed announcement of similar plans by General Theaters Corp. and a third company to build houses, the State government of New South Wales has appointed F. W. Marks, city architect, to investigate the film industry.

No Paper Monday

Due to observance of New Year's Day, there will be no issue of THE DAILY on Monday.

Dr. Lowell Told by Johnson To Pitch In, Not Theorize

British Biz Better, Max Milder Reports

Film business in Great Britain is presumably better than that in the United States, says Max Milder, managing director for Warner Bros., in that territory, now in New York. He reports much in

Washington Bureau of THE DAILY
Washington—Criticism of the film code before it has had a chance was deplored by General Johnson in a letter to Dr. A. Lawrence Lowell made public at yesterday's press conference with the Administrator. Johnson wrote Lowell as follows:

"Replying to yours of December eighteenth, "You say that your refusal is based first (Continued on Page 3)
United Artists Assigns 12 Exploitation Men

Twelve exploiters have been assigned by Mrs. United Artists to inaugurate campaigns in key situations on "Roman Scandals," Samuel Goldwyn musical starring Eddie Cantor, and "Gallant Lady," 24th Century release with Ann Harding starred.

In exploiting "Gallant Lady," Earle Griggs has left for Atlanta, and with him Charlie Meyer is in Buffalo with William P. Bernfield is now in Kansas City.

On "Roman Scandals," the following exploiters have left for their respective territories: Bill Rudolph, Cleveland; Lee Chamberlain, St. Louis; Harry Rice, Albany and Rochester; Charlie Baron, Buffalo; Robert Long, Washington and Baltimore; Bill McClellan, Boston; Mike Wilkes, Toronto and London, Canada; Ed Fisher, New Haven, and Manuel Greenwald, Pittsburgh.

Bert Ennis Quits Majestic

Bert Ennis resigned yesterday as advertising manager for Majestic Pictures.

Plans Theater—Night Club

Des Moines—John Smith announces he will open a night club here with a theater in addition as soon as Iowa approves hard liquor. The house, using both talking pictures and the stage, will cost $50,000, he said.

Al Lichtman Is Host

Al Lichtman, vice-president and general manager of United Artists, played host to the New York staff at a buffet lunch yesterday. The entire crew left the house as well as the exchange was present.

Kay Francis as DuBarry

"West Coast Bureau of THE FILM DAILY"—Hollywood—Walters will present Kay Francis as Du Barry in a story now being written by Edward Chodorov and scheduled to go in work about March following "The Key." Frankel to Locate in New York


Bickford British Film Clicks


Greenblatt on His Own

Arthur Greenblatt is opening his own exchange in the Filmar Building. Suite 601, having moved from 708 in the same building.

Cullman Guest at White House

Mr. and Mrs. Howard S. Cullman will be the guests of the President and Mrs. Franklin D. Roosevelt, at a White House reception tonight.

Lubin Says Film Names Help Broadway Shows

Nationally publicized by film resources, picture "names" mean a great deal to Broadway shows, declares Arthur Lubin, producer and formerly assistant to William Le Baron at Paramount. present at New York. As illustration he pointed to several shows which are drawing in a large degree owing to picture stars in their casts.

"Only really important plays are worthy of production nowadays," said Lubin, "as unimportant shows don't stand a chance."

Joe Weil Peted

Joe Weil, who leaves Tuesday for the coast to take up his new post as assistant to President Carl Laemmle, will take along a traveling kit presented to him at a farewell dinner given to him by his home office associates. Andrew H. Sharick on Tuesday steps into Weil's former post of director of exploitation for Universal.

Hope Hampton's Father Dead

"West Coast Bureau of THE FILM DAILY"—Los Angeles—Harry C. Kennedy, father of Hope Hampton (Mrs. Jules Brulatour), died here this week at the age of 88. He had been employed at a studio.

Shorts Company Changes Name

United Newsfeed Corp., is the new name of the company, of which Frank Selzer is treasurer, and which is making 20 shorts for current season release. Five of the group have been completed.

* * *

Gala opening $100,000 castle in the air

Will be completed and open for New Year's Eve Sunday, December 31 st and will be known as the TIC-TOCK CLUB.

Catering to a discriminating membership clientele. Intimate atmosphere. accommodations limited to 120 persons.

The following artists will appear nightly for Dinner and Supper.

IRENE BORDONI ★ THE TICK TOCK GIRLS Adair and Richards ★ The Admirals

CHARLES JUDELS master of ceremonies

GYPSY MARKOFF and HER ORCHESTRA

and many other stars of the stage and screen

New Year's Eve $12.50 per person, includes supper De Luxe and souvenirs. For membership phone Victor - Circle 7-8000

The Park Central Hotel

55th St. at SEVENTH AVENUE

Sat., Dec. 30, 1933
CRITICS OF THE CODE RAPPED BY JOHNSON

(Continued from Page 1) on your statement that the block-booking clause is monopolistic.

This whole procedure is experimental. I was able to negotiate this concession which I had no power to impose. I could not get more because I was unable to negotiate more. The question as to whether it will do the trick or not will be answered by conjecture, but by test—"all I asked of you was that you conduct the test." I thought you were the best man to do it because you are well known to have a passion for the result.

You object also because the Government representative has no vote. It is not important that the Government representative has no vote. He would have to vote as a vetto. This Law is not intended to put the responsibility for the industrial agreements on Government, but to give Government an absolute veto on what industry does, I would not have it otherwise. And neither, I think (on more mature reflection) would you.

"I am sorry you feel as you do, but I wish that you and other distinguished men of science and taste would get down into the sawdust with me and govern this thing in the day-by-day taste of actual example instead of standing aside and construe results on purely academic considerations."

Broadway Attendance Resists Zero Gales

(Continued from Page 1) second week with a Thursday at-tendance of 24,253, against 15,000 on the opening day. The Roy, with "Son of Kong," broke its matinee record, with 3,500 buying tickets in the first hour. House will give six complete shows today, opening at 9:30 A.M. At the Capitol, with the first popular price showing of "Diner at Eight," the S.R.O. was sold out, with the first show, and there will be extra performances today and tomorrow.

Closing day of the Paramount bill with Mary Pickford on the stage and "Alice in Wonderland" on the screen set a new matinee record of 14,000, breaking the Mac West record by 675.

British Biz Better, Max Milder Reports

(Continued from Page 1) improvement in British-maunufactures. Milder sails Wednesday on the Manhattan on his return to London. Warner's studio at Teddington has a program of cartoons for Warner Bros, and a similar number for First National.

Fox St. Louis Gives Notice

St. Louis—Two weeks' notice has been given all employees of the Fox The-a-ter, indicating that the receivers about concluded a deal for its sale to new interests. It is reported that the Skousen boys and the Balaban and Katz are among the prospective new owners.

MUSIC SOCIETY PLANS DRIVE FOR RECEIPTS

(Continued from Page 1) a representative to sit in at all screenings at the local censor board and thereby "catch" all licensed films and make records of music used. In order to obtain the privi-lege, letters were sent to all independent producers asking their opinion of the plan. The majority of replies approved. The answers were presented to the local censor authorities and the matter is expected to be closed and the man assigned by Jan. 15.

It is said that last year's loss was due to producing companies sticking to music published by music firms which are subsidiary companies or in which the producers have a financial interest.

Fox Foreign Managers Arriving for Confabs

(Continued from Page 1) conferences. The trio includes F. H. Harley of Brazil, Victor Schech of Argentina and Delbert Goodman of the Far East. Clayton P. Sheehan, general foreign manager, will conduct the sales conferences and screenings.

Expanding Legit Circuit

Kansas City — Arthur M. Oberfelder, who has been experimenting with a circuit of five popular-price legitimate theaters in the midwest, plans to expand the circuit. His ninth bill to go out is "The Pursuit of Happiness." Broadway play, with Kenneth Harlan and Effie Shannon.

Amos 'n Andy Cartoon Released

"The Rasslin' Match," first Amos 'n Andy cartoon in the series being produced by Van Beuren for RKO release, has been booked into the RKO Music Hall starting Jan. 4 and will play the entire New York RKO Circuit of 40 houses starting Jan. 6.
“SON OF KONG” with Robert Armstrong, Helen Mack
RKO 70 mins.
MORE LAUGHS THAN THOSE IN THIS MILDLY INTERESTING SEQUEL TO “KING KONG.”
This one almost comes under the heading of “strictly juvenile entertainment.” The kids laughed plenty yesterday afternoon at the Roxy, but it’s hardly for grown-ups. The story is frail and filled with two-dozen lawsuits and a grand jury investigation of its exploits with “King Kong,” ships abound the same freighter and heads for the Kong Island. At their first port of call, they find no trading, but Helen Mack, a traveling performer who has just lost her father, sibs; on board. There is mutiny aboard and a few officers and Helen are cast adrift. They land at Kong Island and soon cross a young Kong. They first bind a wall of the building to ward and in turn save them from all the pitfalls that confront them. Victor Wong, as the Chinese cook, provides much of the comedy. Director Schoedsack has purposely and wisely made the huge creature more amusing than revolting. It winds up with some pretty good stunt stuff.


SHORT SUBJECT REVIEWS

Popeye the Sailor in
“Wild Elephants”
Paramount 6 mins.
Very Funny Cartoon
Landing with Olive Oyl on a tropical island, after a rough sea trip, Popeye proceeds to fight the wild animals as fast as they come on. He makes quick work of all of them, from snakes to elephants, knocking the cats for a whole wardrobe of furs, and swinging off an elephant by the tail for a finale.

“Jumping Giants”
(Grantland Rice Spotlights)
Paramount 10 mins.
The giants in this case are big fish, including tarpon off the Florida keys and marlin out in the Pacific. Antics of the fish in trying to get away after being hooked constitute the thrills of the picture. Closing sequence, showing a giant tarpon that got away and kept jumping about a dozen feet in the air as it dashed away out of reach, is an unusual bit of camera luck.

“Screen Snapshots”
(No. 3-6)
Paramount 10 mins.
More of the stuff from old film vaults, and as amusing as ever. The bits presented in this reel include views of the 1906 Centennial Parade in Wilkes-Barre; glimpses of Champ Clark, Uncle Joe Cannon, Chauncey M. Depew and other notables in Washington many years ago, and scenes from early screen melodramas with Texas Guinan among the players.

“Song Without Words”
George P. Quigley 6 mins.
Fair Musical Novelty
While a buxom pianist plays a classic selection, accompanying photographic action illustrates the mood of the piece, going from roaring waterfalls to placid pastoral scenes in keeping with the movements of the music. The same idea has been done in much more popular vein, and the appeal of this one is mostly among the better class music lovers.

“Lot in Sodom”
Dr. J. S. Watson 25 mins.
Artistic Nightmare
Presumably made with the idea that something artistic was being created, this foreign subject is just a bad dream as far as general entertainment values are concerned. It has a Biblical basis and takes place in Sodom, where a lot of carousing is going on, particularly in the form of masculine-appearing but feminine-behaving dancers. It ends with a “warning that the Lord will destroy the place, and things work up to a climax with the arrival of an Angel, the man’s defiance and eventually to the scene of destruction. A lot of symbolic photography is employed.

ELECT HARRY THOMAS
M. P. FED. PRESIDENT

(Continued from Page 1)

30 Women Candidates
For Code Authority
(Continued from Page 1)
added that the post in question is not yet existent.

General Johnson also said he knew nothing about Mrs. Bagley being offered a code post. He is of the opinion that there should be only one Government representative on a Code Authority with power of a veto.

Australian Film Probe
Follows Building War
(Continued from Page 1)
dustry. Exhibitors are said to have complained that certain distributors were charging too much. Extension of the code to other cities also is indicated in the plans of competing companies.

Magazine Tieup on Edwin Hill
Edwin Hill will appear simultaneously in a Master Arts short, and in articles on the same subjects in Picture magazines, beginning with the issue out today. The first dramatic movie presentation will be the story of the Roosevelt family tree also written by Edwin Hill in “Home Magazine.” In “Serenade” will appear the story of the life of Carrie Jacoby-Bond; “The Movie and Mystery” also will be featured in the movie presentations.

Everyone’s Duty is To Put The Finishing Touches to Depression!
Celebrate the New Year!
Ring in Prosperity

- Do it at the Park Central Hotel in either the Cocoanut Grove or Grill Room.
- OZZIE NELSON and his orchestra, CHARLEY ECKEL and his orchestra, the TICK TOCK GIRLS, the FOUR ADMIRALS, HARRIET HILLIARD and many more stars will entertain you.
- Cover charge in the Cocoanut Grove ($10 per person); in the Grill ($7.50 per person); includes marvelous supper, beautiful souvenirs for the ladies, fun makers for all.

FOR RESERVATIONS CALL CIRCLE 7-8000

Grill Room The Park Central
56th St. at 7th Ave.
and COCOANUT GROVE