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Investigation of Un-American Activities of the State of Washington

MONDAY, JULY 19, 1948

The Committee met at 10 a. m., Hon. Albert F. Canwell (chairman) presiding.

Present: Representatives Sydney A. Stevens, Grant Sisson, Senators H. G. Kimball, R. L. Rutter, Jr., Thomas H. Bienz.

Present also: William J. Houston, Chief Investigator and John W. Whipple, Assistant Chief Investigator.

THE CHAIRMAN: The Committee will come to order.

Opening Statement of Chairman

CHAIRMAN CANWELL: The second public hearing of the Washington State Legislative Committee on Un-American Activities is now in session.

Before we proceed, I wish to state that we will proceed with proper dignity here; no demonstrations will be tolerated, no speeches from the audience; any violation of that—those instructions, will be summarily dealt with. We intend to have an orderly procedure here at all cost.

We will proceed in a moment to call the list of subpoenaed witnesses. I wish to state that these witnesses may have, and many of them do have, counsel. I want it understood that position of counsel is strictly in an advisory capacity; they may freely advise their clients whether or not to answer; they may not argue before this hearing. We are not going to debate any of the issues regarding the constitutionality of this committee, or its method of procedure.

Will you proceed, Mr. Houston?

Roll Call of Witnesses

MR. HOUSTON: Will the following witnesses who have been subpoenaed, rise as your name is called. **Ted Astley. Maud Beal. Maud Beal. Joseph Butterworth.**

MR. CAUGHLAN: Mr. Houston, and Mr. Chairman, I am counsel for Mr. Butterworth. I just received word that he is unavoidably delayed and is on his way here.

I'm Mr. Coughlan. Now, too, if I may, ask a serious question.

MR. CANWELL: Yes.

MR. CAUGHLAN: Mr. Butterworth has a class at the University from eleven-thirty till two-thirty, I believe it is. Is it possible that he may be excused after his appearance to attend that class?

CHAIRMAN CANWELL: We will discuss that with you and Mr. Butterworth later. At the present time we will expect his attendance in response to subpoena.

MR. CAUGHLAN: I just call your attention; it's about ten-thirty.

CHAIRMAN CANWELL: Yes.

MR. CAUGHLAN: When he gets here, I would like to—

MR. HOUSTON: **Joseph Cohen. Philip Hunt Davis. Edwin Harold Eby. Mrs. Lena Eby. Clarissa Ethel. Garland Ethel. Viola Garfield. Ralph H. Gundlach. Mrs. Elizabeth D. Jacobs. Melville Jacobs. Burton W. James. Mrs. Florence Bean James. George McKay. Albert M. Ottenheimer. Dr. Angello Pellegrini. Herbert J. Phillips.**

MR. CAUGHLAN: Mr. Chairman, may I make a report on Mr. Phillips? He has asked me to represent him as counsel, and I wish at this time to make these statements: one, his willingness to appear and the reason for his not being here this morning. I have a very brief letter from him. I would like to read it at this time, if I may.

CHAIRMAN CANWELL: You may submit the letter to the Committee for their perusal. We are expecting the response of Professor Herbert Phillips in response to the subpoena. If he is not here, you, acting as his counsel may supply the Committee with this letter. We will not make any decisions about what action will be taken for failure to respond at this time; so, it would be irrelevant to go into that at this time.

MR. CAUGHLAN: May I at this time, then, submit a letter which is addressed to me?

CHAIRMAN CANWELL: Yes, you may give the same to the—to the Chief Investigator, or you may submit it to the Committee.

MR. CAUGHLAN: I wish to advise you, sir, that Mr. Phillips is teaching at Columbia—

CHAIRMAN CANWELL: Well, we are well aware of Mr. Phillips' position, and any information you wish to give as to extenuating circumstances may be given to the Committee through the regular channels, but not at this time.

MR. CAUGHLAN: Well, may I have an opportunity later on, at the recess of the hearing, to discuss that with the Chairman and the Investigator?

CHAIRMAN CANWELL: Yes, you may; but your client, Mr. Phillips, is not in attendance this morning?

MR. CAUGHLAN: No, he is not.

CHAIRMAN CANWELL: That's correct, all right. Proceed, Mr. Houston.

MR. HOUSTON: **Melvin M. Rader. Mrs. Betty Read. William Read. Bernice Steele. Bernice Steele. Richard G. Tyler. Allen Bond Wilson. Allen Bond Wilson. Mrs. Susan Schuler Wilson. Mrs. Susan Schuler Wilson. Dr. Sophus Keith Winther. Mrs. Sophus Keith Winther.**

Mr. Chairman, I have called the list of those who have been subpoenaed and have not previously reported at the office this morning. We find among them that four have not responded. I suggest that you call their names. Dr. Phillips, Bernice Steele, and those two.

Four Witnesses Absent

CHAIRMAN CANWELL: There are four names of those who have been subpoenaed and have not responded.

The first, Herbert J. Phillips, is represented by counsel, but is not in attendance in response to the subpoena of the Committee.

CHAIRMAN CANWELL: **Mrs. Bernice Steele.** Is Mrs. Steele in attendance? Will the records show that Mrs. Steele did not respond to the subpoena.

Allen Bond Wilson. Is Allen Bond Wilson in attendance? The record will show that Mr. Wilson did not respond.

Mrs. Susan Schuler Wilson. Is Mrs. Wilson in attendance? The record will show that Mrs. Wilson did not respond.

Will you proceed, Mr. Houston, to call your first witness.

MORO JEWELL, called as a witness, after being first duly sworn, was examined and testified as follows: