

MR. HOUSTON: Now wait a minute, was Mr. Forschmiedt at that meeting?

MR. SMITH: What is it?

MR. HOUSTON: Was Mr. Forschmiedt at that meeting?

MR. SMITH: **Yes, he was at all these meetings.**

MR. HOUSTON: **Everyone that you have read?**

MR. SMITH: **Oh yes.**

MR. SMITH: **He was there?**

MR. SMITH: **Everyone.** Then I looked up where he come from. I thought he was one of those NKVD guys, myself, but I found out he wasn't. He might be some connection, but—

MR. HOUSTON: Well that's all, we—that's fine, Mr. Smith.

MR. SMITH: Oh, incidentally, I have a few more notes here that he—

In 1931 and '32, he worked for the P.I. as a reporter.

He worked for the American Broadcasting Company from 1930 to '31.

MR. HOUSTON: Well that's fine.

MR. SMITH: That's all I have on him.

MR. HOUSTON: Well that's fine, thank you.

(Demonstration by Mr. Forschmiedt.)

CHAIRMAN CANWELL: He had his opportunity to talk under oath and he didn't wish to do that.

(Witness Excused)

TESTIMONY OF FLORENCE BEAN JAMES Co-Director, Repertory Playhouse

MR. HOUSTON: Mrs. Florence Bean James?

FLORENCE BEAN JAMES, after being first duly sworn was examined and testified as follows:

MR. HOUSTON: Mrs. James, have you heard the instruction—

MR. O'BRIEN: Mr. Chairman, may I enter my appearance as counsel for Mrs. James?

CHAIRMAN CANWELL: The record will show that Mrs. James' counsel is in attendance.

MR. HOUSTON: You have heard the instructions to other witnesses, have you not, Mrs. James, to speak directly into the microphone and to answer questions audibly and not nod, because the machines can't record a nod.

MRS. JAMES: All right.

MR. HOUSTON: Will you please state your name?

MRS. JAMES: Florence Bean James.

MR. HOUSTON: Are you a resident of the City of Seattle, Mrs. James?

MRS. JAMES: I am.

MR. HOUSTON: How long have you lived in Seattle?

MRS. JAMES: 25 years.

MR. HOUSTON: Where were you born, Mrs. James?

MRS. JAMES: I was born in Pocatello, Idaho.

MR. HOUSTON: And what was the date of your birth?

MRS. JAMES: Oh, I can't remember the date of my birth. I am 55 years old.

MR. HOUSTON: What is your occupation, Mrs. James?

MRS. JAMES: I am co-director of the Repertory—Seattle Repertory Playhouse.

Refuses to Answer

MR. HOUSTON: Mrs. James, I will ask you if you are or ever have been a member of the Communist Party?

MRS. JAMES: Mr. Houston, I resist with everything I have your right to ask that question, and I stand on my constitutional rights to refuse to answer it.

CHAIRMAN CANWELL: Mrs. James, knowing that you have been in the hearing room, I know that you have followed the form of procedure here. We wish to advise you so there will be no mistake that we expect a direct answer to that question, and will proceed against you for failing to testify if you do so, and I want to be sure that you understand the possible penalties for refusal to testify.

Now I will ask Mr. Houston to ask that question again. It may be answered by "yes" or "no," or you may—if you take the alternative, of course we will proceed to cite you for contempt.

Will you ask the question again, Mr. Houston?

MR. HOUSTON: Mrs. James, are you or have you ever been a member of the Communist Party?

MRS. JAMES: Mr. Houston, I feel that I have answered the question.

CHAIRMAN CANWELL: You refuse to answer the question, then?

MRS. JAMES: I have answered it.

CHAIRMAN CANWELL: You refuse to answer it with a "yes" or "no" answer?

MRS. JAMES: I have answered.

CHAIRMAN CANWELL: Step aside.

MR. O'BRIEN: Mr. Chairman, will your record show that I was operating under the same instructions previously given to counsel?

CHAIRMAN CANWELL: That is right. Counsel for Mrs. James is just acting as an adviser to Mrs. James.

(Witness Excused)

TESTIMONY OF BURTON W. JAMES Director of Repertory Playhouse

MR. HOUSTON: Mr. Burton W. James.

MR. O'BRIEN: Will the record show my appearance for Mr. Burton W. James, as well?

CHAIRMAN CANWELL: It will show in the record that you are—Mr. James is represented by counsel.

Stand and be sworn, Mr. James.

MR. JAMES: **Under duress.**

CHAIRMAN CANWELL: We are not accepting any conditions. We wish you to be sworn.

BURTON W. JAMES, after being first duly sworn was examined and testified as follows:

MR. HOUSTON: You have heard the instructions that have been given, Mr. James, as to speaking directly into the microphone, as the answers are being recorded?

MR. JAMES: I have.

MR. HOUSTON: Will you please state your name?

MR. JAMES: Burton W. James.

MR. HOUSTON: Are you a resident of the City of Seattle, Mr. James?

MR. JAMES: I am.

MR. HOUSTON: How long have you been in the city?

MR. JAMES: Well, Mrs. James said 25 years. I think it's 27.

MR. HOUSTON: Where were you born, Mr. James?

MR. JAMES: New York City.

MR. HOUSTON: And when were you born?

MR. JAMES: May 12th, 1889.

MR. HOUSTON: What is your business, Mr. James?

MR. JAMES: I'm co-director of the Seattle Repertory Playhouse.

"I Don't Care to Answer"

MR. HOUSTON: Mr. James—

MR. JAMES: I do not care to answer further.

MR. HOUSTON: **Mr. James, are you or have you ever been a member of the Communist Party?**

MR. JAMES: **I do not care to answer.**

CHAIRMAN CANWELL: Mr. James, you understand the possible penalties for being in contempt of the Legislature?

MR. JAMES: I stand on my constitutional rights, Mr. Canwell.

CHAIRMAN CANWELL: Failure to answer the questions of this Committee will be held by the Committee as being not responsive—the refusal to testify, and with that understanding in mind I want to ask you again if you are or ever have been a member of the Communist Party?

MR. JAMES: I do not care to answer.

CHAIRMAN CANWELL: Then step aside, please.