Mr. Tolson
Mr. Clegg
Mr. Glavin
Mr. Ladd
Mr. Nichols
Mr. Rosen
Mr. Tracy
Mr. Egan
Mr. Gurnea
Mr. Harbo
Mr. Mohr
Mr. Pennington
Mr. Quinn Tamm
Mr. Nease
Miss Gandy

Injunction Asked Against CAA

Segregation Ban at Airport To Face Court Test Monday

By Murrey Marder
Post Reporter

A showdown on the Civil Aeronautics Administration's order banning segregation at National Airport will begin Monday in the United States District Court at Alexandria.

Airport Terminal Services, Inc., which operates food commissions at the airport and has challenged legality of the CAA segregation ban, yesterday requested a Federal injunction to prevent CAA from enforcing its order.

Federal Judge Albert V. Bryan, at 3 p. m. yesterday, signed an order which directs CAA Administrator D. W. Rentzel and George H. Humrickhouse, United States Attorney for the Eastern District of Virginia, to appear in Alexandria court at 10 a. m. Monday and "show cause" why such a preliminary injunction should not be issued.

Frederick J. Ball, vice president and general counsel of ATS, said Judge Bryan's action assures ATS "a hearing on the issues, even if Judge Bryan decides not to issue the preliminary injunction we ask."

Rentzel issued the segregation order on Monday. It prohibits segregation or discrimination on grounds of race, creed or color for any of the airport facilities.

ATS operates all the food-dispensing facilities at National Airport. There are separate eating places for whites and Negroes.

Ball said the reason for including Humrickhouse in the "show cause" action is that "he is the one who would have to enforce the order, acting for the Justice Department."

In issuing the order, Rentzel stated that while it was previously believed that Virginia's segregation laws applied to the airport, and congressional legislation would be required to alter this situation, ". . . the Department of Justice now has advised that the administrator has ample statutory authority to issue this regulation without new legislation."

In a five-page legal discussion of this section by CAA, Ball said the effect of the order would be to force ATS to violate both the Federal Criminal Code and Virginia's segregation statutes.

Basis for this contention, said ATS, is that the criminal code makes applicable to areas such as National Airport the offenses

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