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See Page 8

NEW NYC PATROLMAN TEST DATE TO BE SET THIS WEEK; 20-YEAR OLDS INVITED; ADVANCE FACTS

DON'T REPEAT THIS So—You Think The Budget Guy is a Devil?

To many New Yorkers — taxpayers, legislators, public employees — blonde, soft-voiced, 41-year-old John E. Burton is the very devil himself. More than any other public official, he "takes the gaff." He's the No-man, the public official who's always denying something to somebody. Budget Director in Front Line In modern government, the Budget Director is in the front line of the time. Along with the Governor, John Burton stood the front of the grueling attack on the executive budget by Westchester and Erie Republicans, during the recent deceased legislative session. He had to bear the brunt in many more ways than the public realized. First, there was the public assault, in the press and on the radio. Then there was the internal onslaught, with the GOP anti-Dewey-budget men fighting on the inside to get the budget reduced, and pressing Burton to do it for them. Burton's name figured heavily in the political repercussions, of course. No, it isn't easy to be a budget director. And that's why lean, good-looking John Burton is a little leaner than he was, with new

State File Clerk Promotion Test Offers Big Opportunity

ALBANY, May 2—An important clerical promotion examination has been announced by the State Civil Service Commission. It is one of the new-style examinations, cutting across all departments, and opening up opportunities for those who pass in more than a single department. The test is for Senior File Clerk, in all State departments and institutions. Entrance salary is \$2,346 a year. There are five annual salary increases up to a maximum of \$3,046. The application fee is \$2. The lists resulting from this examination will be used to fill all vacancies for Senior File Clerk now existing or developing during the two year life of these lists, except that lists resulting from previous promotion examinations will be used until they are two years old or exhausted. All employees interested in promotion to

Senior File Clerk in the next two years are urged to file for this examination so that they may receive the greatest possible consideration for promotion. Use of Lists The existing promotion units will not be changed in any way by this interdepartmental examination. Preference in certification for every promotion unit will be given in the following order: First: To eligibles in the promotion unit who are on an appropriate unexpired promotion list established prior to this interdepartmental examination. When such list expires at the end of two years or is exhausted then: Second: To eligibles on the interdepartmental list who are in the promotion unit in which the vacancy exists. When such pro-

(Continued on Page 14)

A resolution will be introduced at the meeting of the NYC Civil Service Commission today (Tuesday) by President Joseph A. McNamara to set dates for the receipt of applications for the

Court Jobs Grabbed First By Eligibles

Results of the pool for filling jobs from the single list entitled Transit Patrolman, Correction Officer and Bridge and Tunnel Officer showed that the demand was greater for other jobs for which the list was declared suitable, excepting possibly Transit Patrolman. Those other jobs were mostly in the courts and as Inspector, License Department. The tally of jobs filled: Correction Officer, 116; Court Attendant, Magistrates Court, 31; Court Attendant, Domestic Relations 7; Transit Patrolman, 5; Court Attendant, Special Sessions, 4; Inspector, Department

Assn. Drives for 50,000 Members

ALBANY, May 2—"The membership drive of The Civil Service Employees Association is only now shifting into high gear," executive secretary Joe Lochner stated this week. "Even though we already have the highest total membership in our history, as compared with previous years on the same date, we

feel that the Association's achievements, its prestige and its strength make it imperative for all State and county employees to join up now. 'Free riders' take unfair advantage of gains made through the combined strength of their fellow employees." Total present paid membership (Continued on Page 4)

Asst. Interviewer Test Date Off to July 23

The date of the written test in the Assistant Interviewer examination has been postponed from Saturday, June 18, to Saturday, July 23, at the request of the State Department of Labor. The jobs are in the department's Division of Placement and Unemployment Insurance. The department stated that the postponement was necessary for fiscal reasons and because of reorganization. The change in the date of the written test in no way affects the dates of the filing period or the necessity for promptly applying for the examination. The last date to apply is Friday, May 13. The postponement will please candidates who applied also for the Accountant or the Senior File Clerk examinations, also set for June 18, who also want to take the Assistant Interviewer test. There has been no change in the date of the two other exams.

NYC Pension Benefits Up 20 to 40 P. C. Under New Law

By H. J. BERNARD The major pension bill to liberalize the provisions applying to members of the NYC Employees Retirement System, signed by Governor Thomas E. Dewey, (Chapter 810 of the Laws of 1949), enables 20 to 40 per cent increase in the amount of the retirement allowance, permitting half-pay retirement after 25 years of member service. The measure was the Conrad-Clancy bill (Sen-

ate Intro. 1889, Assembly Intro. 2113), and was passed by the Legislature after Secretary of State Thomas J. Curran had given the word that brought it out of committee, where it had been dormant. The bill was backed by Mayor William O'Dwyer, of NYC, and Secretary Ralph L. Van Name, of the Retirement System. Earlier Retirement For the white collar workers the

new law increases the present age 55, 30-year-half-pay possibility by one-sixth, the fraction of salary on which pension is based becoming 1/120, instead of 1/140, whereas for others it also reduces the retirement age from 60 to 55. The cost of the additional benefit is shared by city and employee. The city's budgetary contribution always buys at least as much benefit for the pensioner as the (Continued on Page 8)

Large Layoffs Expected in U. S. Shipyards

Large reductions in force in U. S. naval shipyards in the East were reported imminent. Economy cuts were blamed, including the necessity of absorbing the pay increase of per diem employees and the approaching deadline for the use of funds allotted for ship construction. Throughout the country, the total layoff to be completed by June 30, may reach 10,000.

Denny McMahon—A Boss Who Understands Employee Problems

Dennis J. McMahon, who is the Chief Deputy in the office of the Collector of Internal Revenue, Third District of New York, qualifies as an executive. But he is the kind of a boss who can never dissociate himself from employee problems and feels that each and every problem of an employee is his problem too. "We're all employees of the same boss" he points out—"the United States Government. And the larger problems

and issues affect all of us alike. If it's a question of salary, for example or of retirement, what happens to any clerk in this office is likely to similarly affect the highest person working here." Favors Organization He is strongly in favor of employee organization and is himself a member of two employee groups, the American Federation of Government Employees (AFL) and the National Association of Employees of Collectors of Internal Revenue, an independent group. He is one of those who was in on the original charter of the Collectors' Association. "It's a good, clean organization. I'd like to see all employees of the Internal Revenue Bureau, those

of the Revenue Agents, as well as the Special Agents, belong to this Association." McMahon is the possessor of soft eyes and a very disarming smile, stands "aces high" with the 250 employees working under his supervision. They know that they can come into his office and see him when they have a "beef", and if it is within his power to (Continued on Page 8)

UFOA Gives Lesson in Humility

Such a thing doesn't happen often. But when it does, it can make one of life's most sensitive periods a little easier. The LEADER has learned of an action by the Uniformed Fire Officers Association which deserves to be stamped forever on the minds of all as a gracious, delicate, and infinitely human performance. This is the story. Fire Lieutenant Stanley Calder, Hook and Ladder 41, on a trip in the south with his family, experienced tragedy. During a torrential rainstorm, his car became involved in a demolishing accident in a little North Carolina town. His wife was killed. His mother and his daughter were severely injured. Stanley was less seriously hurt. Three days later, at 12:45 p.m., April 26, word of the accident reached the UFOA offices in New York.

Then the wheels began working fast. First the UFOA communicated with Secretary George Richardson of the International Association of Fire Fighters, and with the president of local 995 in Richmond, Va. "Please obtain all information and notify us immediately," the UFOA officers asked. Fehling Sent to Richmond .. At the same time, Lieutenant Henry J. Fehling was immediately dispatched by plane to the hospital, with orders to render all possible assistance to Lieutenant Calder and his family. He rendered yeoman service to the stricken family, confined at Medical College Hospital in Richmond. The cooperation of the union local in Richmond was immediate and effective. Nurses, ambulance, and other assistance was provided without stint. (Continued on Page 16)

Should Public Workers Be Forbidden From Holding Outside Jobs? See editorial, Page 6

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STATE AND COUNTY NEWS

Courts Tone Down Vet Preference

Two recent court decisions have interesting bearing on the question of veteran preference. In one of these, the Arizona Supreme Court held that the 5 per cent preference granted ex-servicemen applies only in entrance examinations, not on promotion. The court held that "the public interest could well be adversely affected by a continual promotion of less fit persons on the public payroll by granting preference of even 5 per cent on promotional examinations," and ordered the Civil Service Commission to desist from the practice.

The Illinois Supreme Court is taking a similar view. Last November, a decision invalidated one 1947 amendment dealing with military preference credits, and this year a companion amendment was declared unconstitutional. These rulings cast serious doubt on all Illinois legislation dealing with preference.

The decisions also indicate the mood of courts generally on the question.

Dr. Thibaudeau Dies

Dr. Alphonse A. Thibaudeau, age 64, pathologist at Roswell Park Memorial Institute, died at his home in Buffalo after a short illness. Dr. Thibaudeau was near the end of his twenty-fifth year of distinguished service as Associate Cancer Pathologist. To his fellow-employees at the Institute, he will be long remembered for his years of unselfish devotion to the interests of all civil service workers. When the Gratwick Chapter was created in the fall of 1944, he was elected the first president, serving two terms. Ever since he had been the beloved dean of the chapter, his wise counsel helpful to each succeeding president.

Vet Pension Bill Vetoed

ALBANY, May 2. — In vetoing a bill (Assembly Intro. 1229) to allow prior credit in pension funds to veterans, Governor Thomas E. Dewey cited a memorandum from Comptroller Frank C. Moore, which said:

"The New York State Employees' Retirement System operates on an actuarial reserve basis, and the liabilities of the employer are determined by an actuarial valuation each year. It would be

utterly impracticable for us to determine the amount which would have to be paid by each individual as would be required by the bill. Furthermore, the contribution which would presumably have been paid by the State on account of its own members would have represented the contribution of both the employer and the employee. It would appear therefore that the employee under the terms of the bill would be required to contribute substantially more for the benefit sought to be granted than is contemplated by the sponsors of the proposal."

Also vetoed was a bill (Assembly Intro. 3060) concerning retention rights of vets. The Civil Service Reform Association opposed it, saying:

"We believe that this amendment of the law is unnecessary. Veterans already have such preference in retention. If this legislation is intended in anticipation

of adoption of the Mitchell veteran preference amendment to the Constitution (Art. V, Sec. 6), we believe it is premature. Even if adopted, the Mitchell resolution cannot take effect until 1951. If legislation along the lines of Assembly Bill Int. 3060 is found desirable at that time, the legislature can then consider it."

President J. Edward Conway, of the State Civil Service Commission, also recommended disapproval.

Joe Getz Heads Twenty-Year Club

ALBANY, May 2 — Joseph Getz has been elected president of the Twenty Year Corporation Tax Bureau Club, organized recently to promote good fellowship among Bureau employees with at least 20 years service.

Other officers are Raymond McGraw, vice-president; Bertha Dolch, secretary, and Lela Cameron, treasurer.

Jury Fee Bill Is Vetoed

ALBANY, May 2 — Governor Thomas E. Dewey has vetoed a measure which would have allowed civil service employees leave of absence with pay while serving on juries in courts of record. The legislation applied to all employees, local as well as State. Introduced by Senator Charles V. Scanlon, it also provided that the employee serving on a jury need not turn back his fee for such service to the State or municipality.

NYC's Mayor O'Dwyer and the NYC Board of Education had urged disapproval of the bill.

In his memo, the Governor said: "The practice that this bill would mandate is presently observed by the State with respect to its officers and employees. That is not the situation, however, with regard to municipal employees, but I am not satisfied a uniform practice should be mandated by the state."

MacCurdy to Discuss Grievances on May 11

A delegation of State employees will see Commissioner Frederick MacCurdy in Albany on May 11 about aims of workers in Mental Hygiene Department institutions. Subjects to be discussed include meal tickets, the 37½-hour week and elimination of the split shift.

WHAT EMPLOYEES SHOULD KNOW

Removal of Veteran Requires Clear Finding of Guilt

Ordinarily the courts have barred themselves from considering the merits of the case where a public employee is removed from his position on charges of incompetency or misconduct. Where the employee involved is neither a war veteran nor an exempt volunteer fireman, all that the appointing officer need do is prefer substantial charges in writing, give the employee a reasonable opportunity to answer in writing and come to a determination, in good faith, that the charges are sustained. If these steps are followed, the courts will not interfere with the removing officer's decision. Only if the charges are frivolous or are made or decided in bad faith will the courts upset the removal and reinstate the employee.

Far Different Protection

The protection afforded a war veteran or an exempt volunteer fireman (other than a deputy, private secretary or cashier), however, is quite different. Not only must the employee, in this instance be granted a full-dress hearing, at which he is entitled to representation by counsel and to cross-examination of the complaining witnesses, but if the decision is adverse to him, he may appeal to the courts for relief. And in this case, the courts will look at the entire record made at the hearing, not only to see whether the statutory procedure was followed and whether the charges were substantial and decided in good faith, but also whether there was sufficient believable evidence to sustain the charges of which the removing officer found the employee guilty.

Charges Must Be Sustained

For example, it has happened that a veteran was charged with doing one act and after the hearing was found guilty of an entirely different act and removed because of it. In such case, the court held that the charge with which the employee had been served had not been sustained and, therefore, his removal was

improper. (Meyer v. Goldwater, 286 N. Y. 461).

In another case, the courts found that there was evidence to sustain one of the charges but not all. In this instance, the court could not tell from the record whether the punishment imposed would have been so severe if he removing officer had found the employee guilty only of the charge that was supported by the evidence. Accordingly it referred the matter back to the removing officer to decide whether he wished to impose the same punishment.

In a more recent case, involving charges (1) of inducing persons to install gambling devices on the basis of allegedly false representations and (2) of lewd and immoral conduct, an employee of the Wayne County Clerk's office was removed after a hearing. The finding of the County Clerk was "that such charges have in main been proven and sustained by such evidence and testimony." The employee, an exempt volunteer fireman as well as a war veteran, applied to the courts for a review of the case.

Must Be Specific

The Appellate Division of the Supreme Court which heard the matter indicated its dissatisfaction with the County Clerk's finding. It stated "The determination (of the County Clerk) that the charges preferred against (the employee) have 'in the main' been established is meaningless, and wholly fails to advise the court what charges have been established and sustained. Such failure prevents intelligent judicial review."

Accordingly, the entire matter was sent back to the County Clerk to make findings of fact in support of whatever determination he might reach on the evidence on each of the specifications set forth in the charges, on condition that if another hearing is held the employee was to be permitted to introduce further evidence. (Carroll v. Huckle, 274 App. Div. 1024).

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STATE AND COUNTY NEWS

It's Easier to Get State Engineer Job

ALBANY, May 2 — With simpler requirements, the State examination for Senior Engineering Aid, had been reopened until Friday, May 13.

The State needs engineers, and will now offer this entering position to anyone who has a college engineering degree, even without experience. The entering salary is \$2,898, with five annual pay increases of \$120 each. There will be opportunities for promotion.

At present, vacancies exist in the Department of Public Works at Albany, Rochester, Buffalo, Hornell, Watertown, Poughkeepsie, Binghamton, and Babylon, L.I. Some may enter the test even without an engineering degree — if there's four years of satisfactory engineering experience plus graduation from high school. A combination of education and experience may also be considered satisfactory.

Candidates must have a good

knowledge of mathematics as applied to civil engineering; a comprehensive knowledge of plane surveying; a good knowledge of construction methods and of construction materials.

The examination will be designed to test: (a) knowledge of intermediate engineering calculations; (b) land and construction surveying, including layouts for vertical and horizontal curves on highways and parkways; (c) construction methods and construction materials, particularly for highways, bridges and drainage structures.

Subjects of Examination: Written examination on the knowledge and abilities involved in the performance of the duties of the position relative weight 10

Candidates may obtain application forms at the Civil Service Commission office, 270 Broadway, NYC; State Office Building, Albany; State Office Building, Buffalo.

Western Conference Meeting
Details of the meeting of the Western New York Conference, held in Industry, N. Y., will appear in next week's LEADER.

Vet Counselor Case Decision Due May 4

A decision in the appeal concerning Veteran Counselor and Senior Veteran Counselor jobs, is expected on Wednesday, May 4, from the Appellate Division, Third Department.

Samuel Resnicoff, of NYC, attorney for the group which instituted the court proceeding to set aside the eligible lists, pointed out that the proceeding, started in February, 1948, was based on charges of illegality and irregularity in the exams.

The Commission was enjoined from making certifications.

All petitioners are incumbents. A meeting of the group will be held on Thursday, May 5 at 280 Broadway, NYC, Room 613, at 5:15.

The Public Employee

Jesse B. McFarland, first vice-president of The Civil Service Employees Association, will temporarily substitute in writing a column for Dr. Frank L. Tolman, president of the Association. Dr. Tolman is taking a short leave of absence, following the recent death of his daughter.

By JESSE B. McFARLAND

1st Vice-President, The Civil Service Employees Association

TO ATTEMPT to follow our beloved President, Dr. Tolman, in the dissemination of his wholesome, homespun philosophy is a most difficult task. I shall endeavor to give my best under the circumstances, and trust that you will bear with me. In this first column, I wish to review the basic structure of the Civil Service Employees Association, a subject that needs to be understood by every one of us.

We public employees and civil servants, with our unity of interests, have been brought together through the Association. That unity is manifest even though the locations of our jobs may be 300 miles one from the other, and even though the diversity of our work is such that our "shop" may be a mental hygiene institution, a playground such as that at Jones Beach, a highway construction post in a county, a City police precinct, or an office with lots of papers and typewriters in it.

Work in the Chapters

The locale of our work does not matter materially except that it usually indicates the existence of a Chapter which is not only the life cell in our organization but the foundation of our house, The Association. From the Chapter emanates local action and thinking. Its members in their attendance at meetings give to the officers not only support but the material with which they keep the house of the organization in order. The thinking of the chapters is the basis by which the overall policy of the parent group is determined. Attend your chapter meetings, enter into the discussions, express your opinions, serve on committees. Thus you become an interested member, and interest above all things nurses the spark into the flame of action. Action brings results.

The Conferences

Chapters banded together by geographical areas form the conferences. At the periodic conference meetings the thinking of the component groups is expressed and solidified. The Conference inculcates friendship, knowledge and understanding of mutual problems as they affect employees in various regions of the State.

The Board of Directors

The Board of Directors consists of an elected representative from each State Department, the Legislative and Judicial Branches, together with a representative from each of the five conferences. On the County side of the Board, there is a representative from each county chapter.

The Board is the elected representative of the membership and as such duties are specifically outlined in Article 5, Section 2 of the Constitution, which states that "the power and authority to transact all business of the Association is subject to the power and authority of the delegates at the meeting of the Association, the members of the Executive of the State Division, the members of the Executive Committee of the County Division and the Chairman of each State Committee ***" The majority of the problems brought to the Board for consideration have to do with policy and a forward-looking long term approach to the Association's future.

Perhaps this is uninteresting to you, but it was felt that not all of us had a concise working knowledge of the structure of our organization.

The Employee's Service

Having been brought together we must now make fast and secure those policies and benefits which are of vital interest to all public employees. In the process of bettering our position and adding to our security we must not overlook the interest of our employer, the people of the State of New York. To them we give unselfish, loyal service both of which are enhanced by our continuance in the public service to which we add each year by our experience, study and and knowledge of public business.

Westchester Directors Denounce Questionnaire as 'Inaccurate'

WHITE PLAINS, May 2—At a special meeting of the Board of Directors of the Westchester County Competitive Civil Service Association, the questionnaire distributed by a so-called "Steering Committee" of the Department of Family and Child Welfare was denounced as a "dangerous attempt to undermine the unity of members of the Association through unfair and outmoded tactics."

The questionnaire purported to be a re-poll of department em- in the Association, attendance at meetings and similar matters. It was reported at the meeting that a vigorous protest against the questionnaire has been lodged with County Executive Herbert C. Gerlach by John T. DeGraff, Counsel of The Civil Service Employees Association. Mr. DeGraff has also made inquiry of Ruth Taylor, Commissioner of Public Welfare, as to the standing of the "Steering Committee," of whom it is composed and how its members were selected.

The Directors noted particularly "the unfairness of the inaccurate phrasing of the questionnaire which asked as one question: "In your opinion, should we now abandon the formula and ask that the \$795 Emergency Compensation be frozen into base salary?"

The resolution adopted by the Association at a mass meeting held on March 28 in the Roger Smith Hotel, White Plains, and as reported in The LEADER of April 1, was a request "to merge all or the major portion of the \$795 Emergency Compensation" into the permanent pay scales and did not propose nor in any manner intend that the present adjusting formula should be abandoned. Actually, the proposal is to establish a new and higher "floor" of basic pay scales, beneath which the present temporary Emergency Compensation, which must now be

adopted yearly by the County Board of Supervisors, cannot fall.

The present minimum pay scales for Westchester County employees are lower by at least \$500 than the scales of New York State employees. The Association is now conducting an extensive study to determine the precise relationship between the two. New York State this year merged up to \$1,000 of emergency compensation into the permanent pay of its employees. New York City is merging \$350 to \$400 into the permanent pay of its employees. These are both in addition to previous freezes of emergency compensation as part of the base schedules.

In Westchester, there has as yet been no real freeze of emergency compensation. A so-called merger of \$300 in July 1946 is described as actually an adjust-

ment of basic pay rates in order more nearly to equal those of the State and of NYC, of other public agencies and of private business. It was achieved after a survey by an outside private agency had disclosed the low level of County pay at the time.

It appears that the pay average in Westchester has been increased less than 60 per cent since 1941, including emergency compensation, as against a cost of living increase of more than 70 per cent in that period, the Association's directors pointed out. New York State during the same period has increased basic pay by a superior amount in a group of nearly 400 comparable titles—even though the average basic State salary in this group was higher in 1941 than in the County pay schedule.

Port Chester Benefits Near

At a meeting of the Port Chester Civil Service Employees Association it was reported that the Finance Committee of the Village Board had considered requests presented by the Employees' Association and was expected to treat them as follows:

Holidays for Per Diem Work: Six holidays per year will be allowed to per diem workers and also half-holidays on Washington's Birthday and two Election Days.

Sick Leave Benefits: Requested change from present 6 days a year, accumulative for five years, to 12 days per year up to 150 days, to be reconsidered at end of year.

Doctor's Care: A step in this direction is expected.

Merit System Extension: A plan is now being considered to insure proper operation of the merit system in all departments.

Title Studies: A new work plan is expected to be introduced in the Park Department to eliminate dissatisfaction with types of work allocated to various titles.

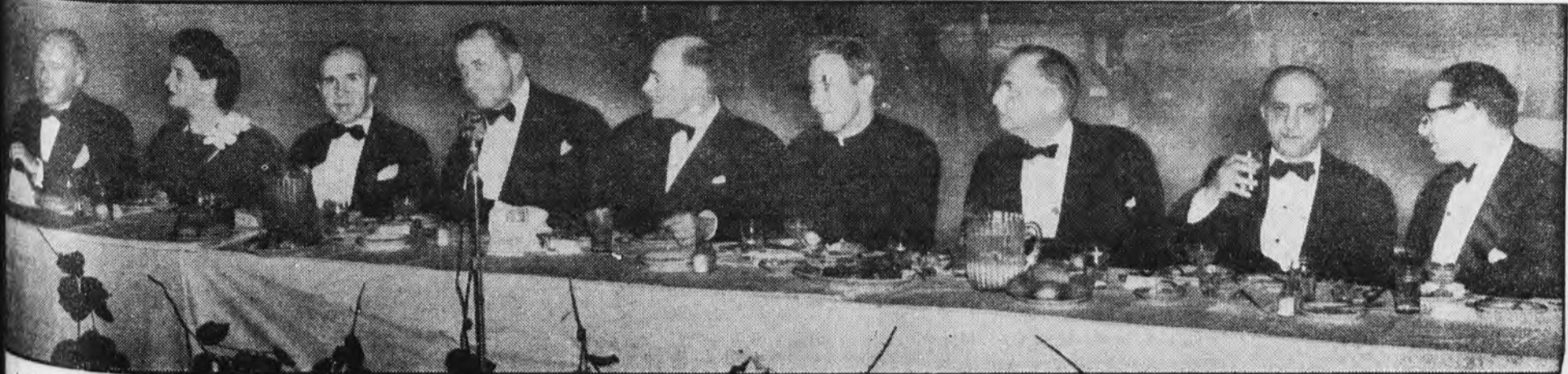
Sanitation: An increase in the number of men allotted to trucks will be provided during the winter.

Park Building Facilities: Proper facilities for personnel are expected to be provided in the new building.

Increased Vacations: The request for an increase in vacation allowances to three weeks without increased budget costs, is still being considered.

Unemployment Insurance: Extension of the benefit to include Village employees still being considered.

Mrs. Marion B. Wilson is president of the Employees Association which is a part of Westchester Chapter of The Civil Service Employees Association.



At the dinner-dance held in honor of Ivan S. Flood, past president of the Westchester County Civil Service Association, these guests were on the dais (reading left to right): Michael J. Cleary, president of the Association; Mrs. Ivan S. Flood; John F. Powers, 2nd vice-president of The Civil Service Employees Association; Mr. Flood; J. Allyn Stearns, 4th vice-president, The Civil Service Employees Association;

Rev. Philip A. Carey, S.J., head of the Labor School, College of St. Francis Xavier; Herbert C. Gerlach, County Executive of Westchester County; H. Eliot Kaplan, Deputy New York State Comptroller; Jerry Finkelstein, publisher, Civil Service LEADER. State Senator J. Raymond McGovern, also on the dais, was away from the table when the photograph was taken.

STATE AND COUNTY NEWS

File Clerk Promotion Exam Cuts Across Departments

(Continued from Page 1)
 motion unit list is exhausted then:
Third: To eligibles on the interdepartmental list who are in the Department in which the vacancy exists. When such departmental list is exhausted then:
Fourth: To all eligibles on the interdepartmental list.

The following divisions shall be treated as separate and distinct departments for the purposes of this examination:

- Division of the Budget
- Division of Standards & Purchase
- Division of Housing
- Division of Parole
- Alcoholic Beverage Control Division
- Division of Veterans' Affairs
- Commission Against Discrimination
- Division of Placement & Unemployment Insurance
- Workmen's Compensation Board
- State Insurance Fund
- Labor Relations Board

Probation Period
 Appointees from the list will undergo a three-month probationary period.

(a) During the three months, the employee's permanent position will be held open for his possible return, and may be filled only on a temporary basis.

(b) If the services of the probationer are satisfactory and he is retained beyond the probationary term, his promotion becomes permanent as of the date of promotion for the interdepartmental list.

(c) If the services of the probationer are unsatisfactory, he will be returned to his permanent position at the end of the probationary term.

(d) The probationer may elect, at any time during the probationary term, to return to his former position.

Duties

Under supervision, to do difficult and responsible work in the maintenance and operation of files of correspondence and other record material calling for individual judgment in carrying out

an established system; and to do related work as required. Examples (Illustrative only): Being responsible for maintaining the necessary records and devising controls to facilitate file system to keep files abreast of changes in the work or

procedure; planning and assigning work; maintaining ticker system; gathering data from files; assisting the public in securing information from the files; supervising the work of employees performing routine activities.

Two More Promotion Exams Opened by State

9053. Associate Accountant, (Prom.), Department of Social Welfare, \$5,232. Five annual salary increases to \$6,406. Fee \$5. One vacancy in Albany. Candidates who filed an application for examination 5078, Associate Accountant do not need to file an additional application but must pay an additional fee of \$1., and should also submit a supplementary statement bringing their experience up to date. Candidates who meet the minimum qualifications may file for both this examination and 9052 Principal Accountant. Candidates must be permanently employed in the department for one year preceding the date of examination in a permanent competitive position the minimum base salary of which is allocated to grade G-20 or higher, and have either (a) graduation from a standard senior high school and 6 years of satisfactory full-time experience in accounting, financial management, public administration, or related work involving finance, accounting or auditing, of which two years shall have been in duties which involve responsible supervision of administrative accounting or auditing in a program that involves receipt of and accounting for grants-in-aid from the Federal Government and/or distribution of grants-in-aid to municipalities and supervision of accounting for grants-in-aid by municipalities and which shall have been either (1) as an accounting executive in work re-

quiring the coordination of and supervision over subordinate accounting functions and the control and execution of policies of large organizations or (2) in work on the general books including the preparation of financial statements and reports for large organizations and the direct and responsible supervision of a staff of employees engaged either in accounting, or in auditing of the subsidiary books and records. Exam date June 18. (Closes Thursday, May 12).

9052. Principal Accountant (Prom.), Department of Social Welfare, \$6,700. There are five annual salary increases to \$8,144. Fee \$5. One vacancy in Albany. Candidates who filed an application for examination 5079, Principal Accountant, do not need to file an additional application, but should submit a supplementary statement bringing their experience up to date. Candidates who meet the minimum qualifications may file for both this examination and 9053, Associate Accountant. Candidates must be permanently employed in the department and must have served on a permanent basis in the competitive class either (1) for one year preceding the date of the examination in a position the minimum base salary of which is allocated to grade G-25 or higher, and, in addition, meet the qualifications of one of the groups (a), (b), or (c) below or (2) for three years preceding the date of the examination in a position the minimum base salary of which is allocated to grade G-20 or higher and in addition, meet the qualification of one of the groups (a), (b), or (c) below. Either (a) graduation from a standard senior high school and seven years of satisfactory full time experience in accounting, financial management, public administration, or related work involving finance, accounting or auditing of which three years shall have been in duties which involve responsible supervision of administrative accounting or auditing in a program that involved receipt of and accounting for grants-in-aid from the Federal Government and/or distribution of grants-in-aid to municipalities and supervision of accounting for grants-in-aid by municipalities or other specified experience, or a satisfactory equivalent combination of the foregoing experience. Exam June 18. (Closes Thursday, May 12).

Bills Enacted or Vetoed

Governor Dewey acted on 18 Civil service bills. The chapter numbers of the Laws of 1949 are given first. S means Senate introductory, number, A Assembly introductory member.

SIGNED

734—S. 1504, by Erwin; amends the civil service law, in relation to the computation of contributions of certain members of the New York State employees' retirement system.

735—S. 2374, by Erwin; amends the civil service law, in relation to optional payment of accumulated contributions and ordinary death benefits.

736—S. 2281, Erwin; amends the civil service law, in relation to payment of benefits on account of accidental disability or accidental death.

737—A. 1300 by J. A. Fitzpatrick; amends the civil service law, in relation to allowing military service in world war II as member credit in the state employees' retirement system, to employees joining system.

738—S. 2492, by Manning, amends the civil service law, in relation to membership of persons in exempt class reclassified at age sixty or over.

739—S. 2259, by Hammond, amends the general municipal law, in relation to headstones for graves of veterans.

740—A. 56, by Levine, amends the administrative code of NYC, in relation to contributions of members and their use for service with the federal government.

741—S. 2221, by Quinn amends the administrative code of the city of New York, in relation to retirement credit for state service.

742—S. 2622, amends the civil service law, in relation to the retirement allowance payable after discontinued service.

743—S. 1669, by Halpern, amends the military law, in relation to payment of pension contributions by the city of New York.

715—A. 763, McGivern, amends the administrative code of the city of New York, in relation to 'selection of age fifty-five' for retirement.

717—A. 982, Savarese, amends the administrative code of the city of New York in relation to requisites for retirement.

718—S. 867, by L. Bennett, amends the military law, in relation to retirement allowances of war veterans who are members of a teacher's retirement or pension system in the city of New York.

763—S. 2282, Erwin, amends the civil service law, in relation to recovery of disability beneficiaries.

VETOED

A. 150, by Wilson; to amend the civil service law, in relation to discontinued service allowance to certain members of the New York state employees' retirement system.

S. 2240, by Campbell; to amend the civil service law, in relation to service by disability beneficiary as an elected public officer.

A. 349; to amend the civil service law, Subdivision 3, Section 22, to provide that employees of any county office within the City of New York may appeal to the NYC Municipal Civil Service Commission from determinations in disciplinary proceedings. The NYC Commission has no jurisdiction

over these examinations.

S. 2475, to amend the civil service law, so that ordinary disability allowances would provide, solely in the case of members of the Nassau County police Department, for the computation of such allowances on a higher basis, that is, 90 per cent of one-fiftieth of final average salary for each year of service instead of ninety per cent of only one-seventieth. The enactment of this bill, would vitally disturb the averaging processes contemplated by the law governing operation of the State System, Comptroller Moore told the Governor.

Budget Includes Raise Of \$150 for Water Works Men in Westchester

An increase of \$150 a year for all employees of Westchester Joint Water Works No. 1 has been included in the 1949 budget estimate of the Board, which covers the Town and Village of Mamaroneck and the Town of Harrison.

The Board has also provided for a reduction in the working hours from 48 to 40 hours a week for plant operators, which places them in line with other maintenance workers.

The question of revising the shift schedule of the maintenance workers to provide a fairer rotation of work assignments is expected to be worked out favorably to the employees.

The benefits of the State Retirement System were opened recently to employees of the Water Works.

Most of the employees are members of Westchester Chapter of The Civil Service Employees Association and a committee of these members represented the employees in presenting their budget requests.

CHAPMAN ON RADIO BOARD

Alger B. Chapman, former President of the New York State Tax Commission, has been elected a director of the American Broadcasting Company. He is a member of the law firm of Chapman and Bryson.

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Drive for 50,000 Members

(Continued from Page 1)
 is 44,500, with 38,000 of it consisting of State employees and 6,500 of County employees. Charles Culyer, field representative of the Association for the County Division, points out that the County membership for last year was 5,150. A total of 30 County chapters will be in the Association before the year is out, with at least 10,000 members, Culyer says.

Mr. Lochner predicts that the 50,000 membership figure may well be reached this year, "and possibly even exceeded."

Snappy 'Throwaways'

To activate the membership drive, the Association is now preparing a series of short, snappy "throwaways," each of them telling in simple, concise language about what the employees have gained through the Association's activities this year. The membership committees of the various chapters have been advised by headquarters not to cut down on their work with the coming of

warm weather. "This year, we're sticking right with it," says Joe Lochner, "until we hit 50,000 or better."

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STATE AND COUNTY NEWS

Ogdensburg Employees Ask Action on Job Overhaul

OGDENSBURG, May 2—With Ogdensburg city employees among the most organization-conscious in the State, biggest single matter now affecting them is a pending classification of their jobs.

The need for an overhauling of the Ogdensburg job system has been evident for many years. At the present time the City employs a number of clerks, some of whom have held their jobs more than twelve years, and who are not under civil service. Among the problems to be overcome, here is a typical one: If these jobs are placed into the classified service, and examinations are called, the chances of these older employees surviving would depend largely on whether war veterans would compete against them. Veteran preference would make an enormous difference, bringing to the top of civil service lists all veterans who pass the exam, even if present long-service employees should make better grades.

Chapter Requested Job-Overhaul
Among the departments which would be covered by the classification setup are Police, Fire, Water, City Treasurer, Welfare, City Clerk, Board of Education, and clerks in various school offices.

The St. Lawrence County chapter of The Civil Service Employees Association had originally requested a classification study to be made; the City authorities approved it and the State Civil Ser-

vice Department undertook to make the study.

Purpose of Classification
William Livingston, a personnel technician of the State's Municipal Service Division, has held several conferences with local officials on the classification survey. The primary purpose of the survey, according to Henry J. McFarland, head of the Division, is to draw up modern job classifications for all local positions so that a new title structure can be established, with firm promotion lines for all positions, and with the duties of each job clearly defined.

Said Mr. McFarland: "The resulting classification plan will be used in filling vacant positions in the municipal service and in effecting a sound system of promotion and transfer for City employees."

Gained Pay Rises
The Association has been active on other fronts this year, too. Its work has been effective in obtaining salary increases of \$100 and \$200 a year in nearly all City jobs. When the job classification is completed, it is expected to provide a basis for better and more equitable minimums and annual pay increases until a maximum is reached.

The Association chapter sees gains in a wide area when a classification study is completed and adopted, not only for the employees, but for the community,

too, in terms of more efficient local government. At a recent meeting of the chapter, a resolution was passed urging the Municipal Civil Service Commission to make arrangements for completing the classification of all city services.

Seek Faster Action
Philip L. White, a Police Sergeant and chapter president, explained that the Commission had gone on record last fall requesting such a classification. Since then, Mr. White pointed out, action has been negligible.

24-Hour Day
Among other matters concerning the chapter at this time is the recent dictum of the Board of Education that janitors in the Ogdensburg public schools are "subject to whatever hours of employment their duties require." Commissioner Charles E. Hastings held that "in theory, janitors are on duty 24 hours each day." Ernest W. Hunter, superintendent of buildings and grounds, replied that "no man can be expected to work 24 hours a day."

Shea Addresses Communion
Attorney Edmund Shea, of Fitzgerald and Shea, who is attached to the legal staff of The Civil Service Employees Association, at a recent Communion breakfast of the Holy Name Society of St. Mary's church, spoke of the rise of Communism. "It is not just a fight of Catholic men, it is a fight of all who believe in Christ," he told his audience.

A Good Deed, Tom Quirino!

ALBANY, May 2—Every time a public employee gets in trouble, the story manages to hit the headlines. A good deed rarely gets publicity.

Last week, the Albany papers carried this story:

"A six-year old Albany girl has a date to be examined in a New York hospital next Tuesday — but her distraught mother is wondering how she can keep it.

"Yesterday the mother lost a black purse, containing \$29 — train fare — and something more important. This is a letter from the Presbyterian Hospital for babies stating that the letter must be presented Tuesday in order for Laura to enter the hospital for diagnosis of ailment which has puzzled several doctors."

He Found It
Well, that purse was found. There was considerably more in it than \$29 and valuable papers. The bag was picked up by a State employee named Thomas Quirino, a temporary Junior Examiner of State Expenditures, Department of Audit and Control. He immediately returned the purse and its contents. Quirino is a family man who could use the money — but when offered a reward he refused to take it.

2 Pension Bills Vetoed

ALBANY, May 2 — Governor Thomas E. Dewey has vetoed two retirement bills, on the ground that they were inconsistent with Section 84 of the Civil Service Law relating to retirement allowances to one who obtains public employment after being retired.

"The first bill (Assembly Intro. 219) provides a different retirement allowance ceiling than that provided by Section 84," said the Governor in a memorandum.

"The second bill (Senate Intro. 2364) is inconsistent with Section 84 insofar as it removes from suspension the annuity obtained through retirement systems."

WOMEN HEAR F. W. HOEING

ALBANY, May 2 — Frederick W. Hoeing, who administers anti-discrimination procedures for colleges and universities, addressed the State Education Department's Council of Women on "Equality of Opportunity in College Admissions."

Asst. Interviewer Exam Will Close On May 13

There's still time—till Friday, May 13—to apply for the exam to fill Assistant Interviewer positions in the Division of Placement and Employment Insurance, New York State Department of Labor.

You like work that requires skill in meeting and handling people, and if you've two years such experience, or a college degree, you qualify to take the

job pays \$2,346, plus five annual increases of \$120. Filing fee is \$2. Positions are located throughout the State. The written exam will be given on Saturday, May 23, instead of on Saturday, May 18.

Needed experience could be in filling or interviewing applicants for filing for claims, licenses, etc., as a receptionist, investigator or tax collector. If eligibility is based on a college degree, a college transcript must be submitted.

Apply by mail to the State Civil Service Department, Albany 1, New York, enclosing a 6c stamped, self-addressed envelope, 3 7/8 x 9" larger. In NYC, applications are obtainable in person or by representative from the Civil Service Commission, 270 Broadway, New York 7, corner Chambers street. Buffalo apply at the Commission's office in the State Office Building. Men and women may apply.

Temporary Employee's Pay Lost on Becoming Permanent Is Fought

Rose V. Barbuto, of Brooklyn, Typist in the Claims Bureau of the Division of Placement and Employment Insurance, through her attorney, Martha Gibbell, has instituted a proceeding in the Supreme Court, Albany County, to null a determination by which her salary was reduced from \$2,200 to \$1,200.

Miss Barbuto was appointed to permanent position on October 1, 1948 at \$2,200, which corresponded to the salary she had received as a temporary Clerk with the New York State Employment Service. As of December 1, 1948, her salary was cut to \$1,720. The reason given by the State Civil Service Commission was that her temporary appointment had been with the NYSES of the DPUI and that her permanent appointment had been with the Claims Bureau of the DPUI.

The court proceeding is based on the provisions of the Lupton Law and the Condon Law. Having been appointed to a permanent position within six months after termination of her temporary appointment, she claims that she is entitled to have her salary as a temporary employee continued after her permanent appointment. The case was heard by Justice Theodore Bookstein. The Assistant Attorney General opposing the petition was John Crary. A decision is expected in about two weeks.

State Film Censor Civil Service Job

ALBANY, May 2 — The State Civil Service Commission has established an eligible list for Director of Motion Pictures, sometimes called New York State's film censor.

The list, containing three names, headed by Hugh Flick, a veteran. The State Education Department position carries an opening salary of \$6,700 a year.

State Steno, Typist Eligibles To Be Hired 'On Spot' This Week

ALBANY, May 2 — Successful candidates in the recent State civil service examination for stenographer and typist have been invited to attend appointment pools in New York City and Albany early in May. This means the candidates and the appointing officers of various departments will gather together in one place, and so save time for everybody.

The New York pool for stenographers will be held Tuesday, May 3, beginning at 9 a.m. in Hearing Room F on the sixth

floor at 270 Broadway, NYC. A similar pool for typists will be conducted Wednesday, May 4, beginning at 9 a.m. in Hearing Room F on the sixth floor at 270 Broadway.

In Albany, a pool for stenographers will be held beginning at 9 a.m. Friday, May 6, in Hearing Room 3 of the State Office Building with candidates for typist being interviewed Friday afternoon, beginning at 1:30 p.m., at the same location.

The State Civil Service Depart-

ment has pointed out that those persons now serving in a State department or agency, who are scheduled to receive permanent appointment, will not be required to appear at the pool.

In a memorandum to all appointing officers, the department indicated that "it is expected that the candidates will be available for permanent appointment effective May 16, and that all appointments, with few exceptions, may be made permanent effective said date."

F. B. Holmes Dies; Ex-Canal Superintendent

Frederick B. Holmes, 71, of Glens Falls, retired Canal Section Superintendent in the State Department of Public Works, died at his home. He is survived by his wife, Mrs. Harriet Holmes.

Prior to his retirement in 1940, Mr. Holmes had been superintendent 14 years of the Champlain Division of the Barge Canal, with offices at Fort Edward. He was associated with the state's old engineering and surveying office and the Department of Public Works 36 years. For a time he served as Section Superintendent of canals in Amsterdam and Utica.

Saves State \$400 a Year, Gets an Award of \$40

Geoffrey Sord, employed in the Division of Placement and Unemployment Insurance office at Monticello, has been awarded \$40 and Certificate of Merit by the New York State Employees' Merit Award Board.

Through the Employees' Suggestion Program, he proposed a streamlined reporting procedure that will increase efficiency in local office operations by combining several reports into a single one.

Metropolitan Conference To Hold Business Meeting

A meeting of delegates to the Metropolitan New York Conference will be held at the 1st Regiment Armory, 32nd Street and Park Avenue, New York City, on Friday evening, May 6, at 7 p.m.

All Civil Service Employees Association chapters in the area are requested to send delegates to the meeting.

Marie S. Lauro, secretary of the Conference, emphasizes however that this will be a business meeting, not a major policy-making event. Business to be transacted includes:

1. Appointment of a nominating committee to select candidates for officers to be elected at the annual meeting in June.

2. Review of legislative results.

3. Consideration of plans for the second annual meeting and picnic.

Victor J. Paltsits is Conference chairman.

Civil Service Department Communion May 15

ALBANY, May 2 — The third annual Communion breakfast of the employees of the State Department of Civil Service will take place on Sunday morning, May 15, in Albany.

Reservations may be made by contacting one of the following members of the Reservation Committee in the State Office Building:

23rd floor, Mary T. Johnson; 24th floor, Ruth McLaughlin; 25th floor, Ann Ashline; 26th floor, Lucy Bologno; 30th floor, Jean McKee; Hoy Building Rita McKee, Elizabeth Varley or Ann Delaney; Civil Service Unit, DPUI, Helen Flanigan.

Reservations are \$2 each. The general chairman of the event is Thomas Walsh. The chairman of arrangements is Matthew Lavinia.

Al Silverman To Be Honored

Members and friends of the Sector Club will honor Al Silverman, one of the club's founders, besides being its president, on Saturday, May 21 at 9 p.m., with a testimonial dinner for distinguished service to the community, in Zimmerman's Hungaria, Broadway and 46th Street.

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TUESDAY, MAY 3, 1949

The Public Employee And Spare-Time Job

There has been a bit of to-do lately in a daily newspaper about the fact that numbers of public employees hold down part-time jobs.

In order to keep the record straight, let's get some facts under control.

In the first place, there's no legal obstacle to the holding of part-time jobs by public employees, except in a certain few cases where the outside work clearly interferes with the employee's public duties. In fact, the State Attorney General a few years ago issued a memorandum affirming the right of State employees to hold spare-time jobs. Mayor LaGuardia at one time tried to prevent NYC civil service workers from holding outside tasks, but his endeavor met with failure.

More important, it is necessary to ask: Why do so many public employees hold part-time outside jobs? Is it because they like to work the additional hours? Of course not. It's usually because they can't make a living for their families on what they earn, and must supplement that income.

Public workers aren't the only ones holding spare-time jobs. Employees in private industry who need to supplement their incomes hold such jobs, too. We—and you too, no doubt—know plenty of accountants in private industry who audit books for small clients in the evening, newspaper reporters who hold down part-time publicity jobs, stenographers in law offices who type manuscripts after hours, craftsmen who perform handy-man jobs in their local neighborhoods week-ends.

But it has become a popular sport to single out the civil service worker and direct a few well-aimed arrows in his direction. Those who do it should remember that this practice of castigating the public employee, for any reason or for no reason, doesn't build confidence in government.

The NYC Employee

(Continued from Page 1)

of Licenses, 2. Those represented the practical vacancies, except for Bridge and Tunnel Officer, a job nobody accepted, as the pay is far below that of the other jobs. Otherwise preference for jobs that eligibles thought they'd enjoy was stronger than the appeal of a little more pay.

A general switchboard for the Municipal Building, Manhattan, is being considered, instead of the separate switchboards now used.

An investigation by the State of charges that the NYC Correction Department has too few guards was requested by the Correction Officers Benevolent Association. The escape of some men from Rikers Island cells was cited . . . The Sanitation Department will convert 162 manually-loaded box-type truck to mechanical operation . . . The Appellate Division will hear argument on the appeal of Sergeant (P.D.) eligibles who want eligibles with less than five years' actual service excluded. Supreme Court Justice Morris Eder had denied their petition, on the ground that the NYC Civil Service Commission had authority to determine eligibility to take the exam, which was a different factor than eligibility to be promoted. Eligibles would need the full time in, to become Sergeants. The hearing may be held Friday, May 13. Meanwhile no promotions.

Transit employees want a raise of 21 cents an hour, estimated cost (not the estimate of the Transport Workers Union) \$72,000,000 a year. Michael J. Quill, international president of the TWU, is spearheading the drive. Also demanded is a six-day, 40-hour week. The Commission will act today (Tuesday) on a resolution to put the presently competitive title of Investigator (Special Service), Board of Transportation, in the noncompetitive class. Reasons

for resolution, the confidential nature of the work and the fact that when an Investigator identity becomes known among employees he becomes worthless. He does gumshoe work among Transit employees, spots thefts of supplies etc. Conductors with Board of Transportation who are veterans and fought "pick" seniority grants to provisionals based on total length of service, lost their case. Supreme Court Justice Kenneth O'Brien held that seniority for veterans was applicable as protection against demotion or suspension, but not choice of place to work, under the Military Law. The Board of Estimate unanimously approved an agreement between the Board of Transportation and the Transport Workers Union whereby the rates of pension benefit for BMT and IRT employees, prior to unification in June, 1940, will be 1½ per cent, instead of 1 per cent. The extra cost is estimated at \$1,731,251 a year. All of it will be borne by the city. Up to unification the transit lines' pension systems were non-contributory, as to employees. The new benefit includes the three years, 1937-40, when the employees; under Social Security, made contributions from their salary, added to the employer contributions, a benefit lost to the employees, because they were out of the Social Security System longer than they had been in, and had not been in for 10 years. Thus to 1937 the increase is 50 per cent, although it is on the low pay rates existing then and the "lost years" are paid for entirely by the city.

Most veterans on the Laborer list have already been reached for appointment. A hiring pool for those remaining, and for top non-veterans, will soon be held. Qualifying tests for the non-veterans wound up last week. About 570 provisionals will be replaced by appointments from this list.

Don't Repeat This!

(Continued from Page 1)

lines in his sharply-chiselled features.

But he's a man who can take it. He has to take it, or he wouldn't last in the grueling job. And all agree—those who like his policies and those who don't—that he is an outstanding example of the trained, intelligent public official, consecrated to his task and performing it ably.

It's a Complex Job

Preparing and carrying into execution the State budget is a fantastically complex job. Few persons, even those close to the governmental picture, realize just how complex. It means a careful examination of every penny's worth to be spent by every State agency. It means considering the needs of local communities, which receive State aid.

And there is more to the job than that. For example, the Budget Director has the duty of selling surplus goods and property which the State doesn't need any more.

There was the time, when Burton first entered office, that he found 32 excess police horses and their equipment on his hands.

"If a horse was worth less than \$50," he relates, "I could sell it without advertising. Someone argued that the horses were worth less than that, and to get rid of them for whatever I could get."

But Burton brings his own experience to bear upon new situations. He had been raised on a farm, and he knew something about horses. He decided to have a look for himself. Returning to his office, he ordered the horses to be sold at auction. He knew that their saddles alone were worth \$50 each. And when they went on sale, the animals brought as high as \$435, a nice little haul which would have been lost to the State had a less careful administrator been on the job.

Making Budget

Before those heavy volumes full of figures, known as the Executive Budget, get printed, many tasks have to be performed by the Budget Director and his staff.

First there's an itemized listing of expenditures from the agencies, including personal service, maintenance, and capital expenditures. Each single job is listed, with title and salary. Of course, before the department head issues such a listing, he is already aware of the Governor's policy with regard to his department. If, for example, the Governor should decide that the Mental Hygiene Department requires expansion, that policy will be reflected in the budget submitted by Dr. Frederick MacCurdy, head of the department. Along with these figures, the department head sends a "justification," a memo stating why he is asking what he's asking.

In the Budget Office there's a staff member assigned to each department. It's his job really to know that department "cold." He carefully examines the figures and the "justification." This is known in the Budget Division as the "secret budget examination." At this point, experience counts heavily. If the staff member has the experience, he understands the department's needs as well as if he were working for it. The Budget staff man looks into the services being performed, weighs the over-all program, notes if any departmental service is getting obsolete, and checks the new services being added. As a matter of fact, it is sometimes discovered that the department hasn't asked enough. Burton doesn't consider it to be his job just to slash budgets. Through the whole process the Budget Director checks policy and developments with the Governor.

The next step is informal hearings, where the budget men sit down with the commissioners. This hearing is likely to be a rough and tumble affair, with everybody challenging everybody else. Then a report is brought to Burton.

Now come the formal hearings, with everything "on the record" and the Legislative finance committees joining in the examination and questioning.

And finally, Burton and his staff get down to the hard business known as "making budget." Burton gives the answers to questions posed by the examiners. Revenues and expenditures are

weighed against each other. The whole thing is brought together into a properly itemized total.

Now the proposed budget goes to the Governor for his review as a final product. The Finance Committee chairmen of the Legislature come back in, and sometimes the entire legislative leadership joins the party, before the budget becomes public.

Negotiating with Employees

During this process, Burton has been negotiating with employee representatives. And you can be sure that's no easy part of his job. The employee representatives take their responsibilities gravely, and are likely to go into a negotiation armed with facts and arguments that can't be easily refuted. Moreover, they're tenacious. During the entire year, they are discussing one problem or another with the Budget Director—for not only is he in a highly strategic position as guardian of the exchequer, but—in the present administration, at any rate—he holds a position of primary significance in relation to the Governor. He is one of the inner council, and his opinions bear great weight.

His Background

When John E. Burton was ready to go to college, he enrolled in a little-known institution, Hiram College, 35 miles from Cleveland, with a major in government, and minors in mathematics and statistics. This was an unusual combination, and it already indicated the direction in which his interests lay. Then he transferred to Northwestern University, taking a Master of Business Administration degree with special study in the field of taxation. Incidentally, he has enough credits so that if he ever wants to take a Ph. D. degree, all he has to do is pass a French exam.

At Northwestern, he also worked for a firm which studied municipal finance. This was in the time of those Chicago payless paydays for teachers. It occurred to young Burton that all municipal services depended ultimately on taxation.

Shortly thereafter, the Institute for Economic Research, for which Burton was working, moved to New York City. Burton went with it as secretary. Two years later—at the age of 27—Burton won a job as director of research for New York State Mortgage Commission, and was thus plunged into State problems.

It was in 1938 that Burton got together with Thomas E. Dewey. It came about this way. Burton used to lecture on the side for the celebrated Prof. Paul Studenski at New York University. George Medalie, Dewey's friend and mentor, was looking around for somebody to do research for the GOP, and spoke to Studenski about it. The professor recommended his young lecturer, Burton plunged into the work with his accustomed zeal, dug into everything—mental hygiene problems, grade crossings, welfare, finances.

After the '38 campaign, which Dewey lost to Governor Lehman, Burton continued his association with the GOP candidate, heading up research projects for various Republican leaders, and doing independent research for local governmental units. When Dewey won in the 1942 campaign, Burton went with him as Budget Director. He has since been the most important cog in the Governor's research project, including that of the recent presidential campaign.

Some Burton Views

Burton advocates "extremely close relations between employees and administration. There should be a constant give and take. I look to responsible employee representation made up of employees. Such a group can help us in the business of more effective government for all the people."

On the matter of employee pay, he says frankly: "State employees lagged behind when the cost of living was rising. Now, when



JOHN E. BURTON

things are moving down, we want them to have the security of the full pay—undivided into base pay and cost-of-living bonus—legally. This view has already been incorporated into law.

On the question of classification and standardization, Burton feels that the Budget Director's powers should be absolute. "Decisions must be uniform," he says. "The burden of rightness must be granted the boards (soon to be combined into a single board—Ed) but this must not mean a substitute for judgment. Something must be pretty clearly wrong with a decision before we knock it down."

There had been criticism that the Budget office sometimes overrules decisions of the boards while might reallocate certain titles upward or increase rates of pay. However, it can be revealed that the Budget Director has also turned down decision which might have reduced salaries.

Larger Aspects of Government

The larger aspects of government occupy John Burton's thinking and his views are still in process of growth. "The toughest problem which we must solve this day," he declares, "is: What services should government perform?" A subsidiary problem from where he sits, is this one: "In the competition among Federal, State and local governments for money, how are services and taxes to be apportioned each, and on what basis?"

He says, too: "Keep the duties of administration as much as possible in the hands of the people who spend the money." This makes not only for efficiency, but also for responsibility.

He believes in extending government the dictum that the strong should help support the weak. This means, in practice, that wealthier communities must contribute toward supporting the school systems of weaker communities. All the people have a stake in an educated citizenry. And in the same way, a strong state like New York must, on the national scene, help support weaker states like Mississippi and Alabama. For the nation's welfare, like the State's, Burton feels is indivisible. But Burton believes as quickly as the idea that strong local governments—state cities or counties—should look to a central government for their financial salvation.

The over-burdened Budget Director doesn't find much time for recreation. He likes fishing, likes to build things, likes to garden, likes to tinker around a car, likes to go to the theatre—but there's not much time for this. Even his reading is now confined nearly entirely to his work. It's all he can do to spend his few spare moments with his wife, Dorothy, and his children, Tom, 6 and Coleman, 12.

If John E. Burton should ever leave government, he would probably go back to research and teaching. He loves teaching and digging into facts.

SEE next week's Don't Repeat This for the names of two additional candidates—not heretofore mentioned—who will loom large in the forthcoming NYC Mayor election—IF O'Dwyer doesn't re-

O'Dwyer to Address Sanitarium Dinner

Mayor William O'Dwyer will address the annual dinner of the Jewish Sanitarium and Hospital for Chronic Diseases, of Brooklyn, at the Hotel Waldorf-Astoria on

Sunday, May 8. Isaacs Albert, president of the hospital. The committee includes Isidore Leviton, S. M. Elowssy, Harry Fine and Louis Katz.

STATE AND COUNTY NEWS

Activities of Employees

Brooklyn State Hospital
The Brooklyn State Hospital chapter will hold its spring dance on the evening of Friday, May 13. Those in charge are Arnold Moses, chairman; Charles Pearson, James Dart, Lois Tynes, Anne Hodges, Gladys Bennett, Catherine Sullivan, Olive Moss, Melvin Keyes, James Byard. There will be continuous dancing, with two orchestras furnishing the latest dance tunes. William J. Farrell is chapter president.

DPUI, Albany
Committee chairmen for the Civil Service Employees Association Chapter in Albany, Division of Placement and Unemployment Insurance, were announced by James W. Mahoney, president. The committee chairmen, representing one of the Association's largest units, are: Harry Spodak, grievance; Jim Calligeris, social; Walter K. Underwood, publicity; Al Barraco, membership. Committee members are as follows:

Grievance: Alice Barnes, Clarence Lovell, Margaret Sheridan, Samuel Kessler, Peter Murphy.
Social: Eleanor Packer, May Van Order, Eleanor Sims, Kenneth

Duryea, Dorothy Honeywell, Peter Murphy.
Publicity: Robert Smith and Abe Shapiro.
Membership: John Baxter.
Immediate chapter plans include a general membership meeting for early in June at which, President Mahoney said, all members will be encouraged to "take the floor" and discuss chapter activity for the coming year.

Ray Brook

A regular dinner-dance of the Ray Brook chapter, Civil Service Employees Association, will be held on Saturday, June 25. The place will be announced later... Ruth Goodsell and Marty Byrnes were married April 18. Congratulations... To Dr. and Mrs. McKim, it's a boy; and to Lottie and Dick Moon, a boy also. Congratulations also... Annual business meeting of the chapter is scheduled for May 11, where nomination of officers will close. Election of chapter officers will be held May 25, 26, and 27 by secret ballot... Depest sympathy to Mary Margaret Reilly, wife of William B. Reilly. Her husband passed away recently. He had been an employee of the hospital for the past five years. It was during this period that he met and married the former Mary Margaret Oriss, of Buffalo. The marriage took place on November 7, 1946. He was the son of Mr. and Mrs. John Reilly, of Brooklyn. A sister of Mrs. Reilly, Bessie Willis, is also a State employee. Pallbearers at the funeral were Walter Babbie, Anthony Hansem, John Waters, John Arnet, Andrew Drebeck, and Emmet Durr. Mr. Durr is the chapter president.

J. N. Adam Hospital

The school house in Perrysburg was the scene of a spirited spring party for seventy-five members and guests of the J. N. Adam Memorial Hospital chapter. The school was attractively decorated in Easter colors and spring flowers. Robert R. Hopkins, chairman of the Western Conference, was guest speaker. Refreshments were served. Games followed. It was a most successful evening. The chapter's membership has increased from fourfold since the charter was granted last October. The party was the chapter's first social affair.

State Division of Parole

John T. Slattery has been elected president of the State Division of Parole Chapter, Civil Service Employees Association. Other newly elected officers include: Vice-President, Margaret C. Haggerty; secretary, Clarence Packman Jr.; treasurer, Vivian

Weissblum.
Elected members of the executive committee were Hazel V. Delaney and Sylvester F. Monahan. Chapter balloting resulted in a tie for the third executive committee position between Harry J. Haines and John P. Halligan. Guest speaker at the chapter meeting, held in the auditorium of the new headquarters of the Association, was Joseph D. Lochner, Association executive secretary.

Hudson Valley Armories

The Hudson Valley Armory Employees chapter at its annual meeting at the Newburgh Armory elected the following officers: President, Robert B. Minerley, Newburgh; vice-president, Alfred W. Aldrich, Poughkeepsie; executive secretary, Lewis N. Greene, Newburgh; treasurer, Arthur W. McDonald, Mount Vernon; recording secretary, Burton T. Giles, Kingston; Delegate, Benjamin Alulis, Poughkeepsie.

BILL VETOED BY DEWEY

A. 2947, to authorize the board of trustees of the police pension fund of the village of Elmsford, Westchester county, New York, to grant a pension to any former part-time member of the police department of such village, who at the time of his retirement had served for a period in excess of twenty-five years as such part-time member. Vetoed as unconstitutional.

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LEGAL NOTICE

HILLMAN, BEN.—SUPPLEMENTAL CITATION.—The People of the State of New York, By the Grace of God Free and Independent.—To: Benjamin Bruce Hillman, Jr. send Greeting: WHEREAS, GUARANTY TRUST COMPANY OF NEW YORK, a corporation with its principal office at 140 Broadway, in the City, County and State of New York has presented to this Court a petition praying for a determination as to the validity, construction and effect of the disposition of property contained in the Last Will and Testament of BEN HILLMAN, Deceased, who, at the time of his death, resided at No. 3 East 5th Street, Borough of Manhattan, City, County and State of New York, and whereas in said petition said GUARANTY TRUST COMPANY OF NEW YORK has asked for a determination as to the validity, construction and effect of the provisions of paragraphs NINTH and SEVENTH of said Last Will and Testament:

You are hereby cited to show cause before our said Surrogate's Court of the County of New York, in the Surrogate's Office in the City of New York, on the 1st day of May, 1949, in the forenoon of that day, why such determination should not be made.

IN TESTIMONY WHEREOF, we have caused the seal of our said Surrogate's Court to be hereunto affixed. WITNESS, Honorable William T. Collins, a Surrogate of our said County, at the City of New York, on the 22 day of April in the year of our Lord, One Thousand, nine hundred and forty-nine.

PHILIP A. DONAHUE,
Clerk of the Surrogate's Court

CITATION.—THE PEOPLE OF THE STATE OF NEW YORK, BY THE GRACE OF GOD FREE AND INDEPENDENT TO Isabella McCabe, Jacob J. Tabolt and James P. Hatch, as executors of the estate of Rosana C. Hafner, deceased, as administrators of the estate of Edwin J. Hafner, deceased, co-trustees, as administrators, et al., and trustees of the estate of Mrs. V. Hafner, deceased, Thomas F. Brandon, as administrator of the estate of and sole heir of Francis McCabe Brandon, deceased, if living, and if he be dead, his unknown executors, administrators, distributees, heirs at law, next of kin, widow and assigns, James P. Hatch and John Marshall Lockwood, as successor trustees under the Last Will and Testament of Francis McCabe, deceased.

Francis Elmer Mohlmann, Eugene Charles Mohlmann, being the persons interested as legatees, devisees, demeritaries, distributees, or otherwise in the estate of FRANCIS MCCABE, deceased, who at the time of his death was a resident of New York County, SEND GREETING:

Upon the petition of Elmer Mohlmann, administrator of the goods, chattels and debts which were of Annes McCabe Mohlmann, deceased, surviving substituted trustee under the Last Will and Testament of Francis McCabe, deceased, residing at 22-50 63rd Road, Forest Hills, New York, You and each of you are hereby cited to show cause before the Surrogate's Court, New York County, held at the Hall of Records, in the County of New York, on the 24th day of May, 1949, at half-past one o'clock in the forenoon of that day, why the account of proceedings of Elmer Mohlmann, as administrator of the goods, chattels and credits which were of Annes McCabe Mohlmann, deceased, surviving substituted trustee under the Last Will and Testament of Francis McCabe, deceased, should not be judicially settled, and why the will of Francis McCabe, deceased, should not be construed as prayed for, and why the compensation of petitioner's attorneys, Munder, Weisman & Lockwood, should not be fixed in the sum of \$500 for legal services as prayed for in the petition.

IN TESTIMONY WHEREOF, we have caused the seal of the Surrogate's Court of the said County of New York to be hereunto affixed. WITNESS, HONORABLE WILLIAM T. COLLINS a Surrogate of our said county, at the County of New York, the 11th day of April, in the year of our Lord one thousand nine hundred and forty-nine.

Clerk of the Surrogate's Court.
PHILIP A. DONAHUE,

STATE Open-Competitive

0110. Labor Mediator, State Board of Mediation, Department of Labor; \$5,650. Five annual salary increases of \$240. Fee \$5. Two vacancies, one in the Buffalo Office and one in the New York Office. Additional vacancies are expected. Candidates must have either (a) nine years of satisfactory full-time paid experience as an official representative of a private or governmental organization with duties involving the negotiation, mediation or arbitration of disputes between union and employer groups and graduation from a standard senior high school; or (b) five years of the experience outlined in (a) above and graduation from a recognized college or university with specialization in labor relations; economics, or political science; or (c) a satisfactory equivalent combination of the foregoing experience and additional training. Exam date Saturday, June 18. (Closes Friday, May 13).

Slight Physical Edge Hastens Appointment As NYC Sanitation Man

Based on the statistics of the last examination for filling Sanitation Man (Class B) positions, and the fact that 20,109 candidates applied in the present test, the following estimate of the current examination is given: Candidates taking mental test... 17,000. Candidates to be notified to take physical test... 10,000. Candidates who pass physical test... 6,000. The 6,000 figure is slightly higher than the ratio in the last exam would require, but the physical test will not be quite as difficult this time although the mental test may be stiffer. Appointment prospects can't be firmly stated yet, but the quota for the July 1, 1949 - June 30, 1950 fiscal year is the same as present. Retirements, resignations and deaths affect prospects, also. Veterans' Chances. Dr. Reginald Stevens Kimball, registrar of YMCA Schools Civil Service Institute, discussed the prospects of veterans, who become eligibles, as follows: "Any veteran with disability preference who gets on the list is reasonably certain of early appointment, regardless of his actual score. Likewise, any veteran placing in the top 500 will probably not have to wait very long for appointment. All men placing lower will have to wait varying lengths of time, until new posi-

McMahon an Able Boss

(Continued from Page 1) straightened it out for them, he will always do it. Came from Wall Street. McMahon's position is under civil service by virtue of the Rumspeck Act. He came into the Collector's office, from his position in Wall Street, with an appointment as Deputy Collector soon after Franklin D. Roosevelt had been elected to the presidency for his first term. But amiable, friendly Denis McMahon is anything but a stuffy Wall Streeter. His Tasks. In his job as Chief Field Deputy he supervises the deputies who are charged with the enforcement of the collection of various Federal taxes, investigation of delinquent taxpayers, serving of liens and levies, and assisting taxpayers who call at the office. It is not generally known that the tax work of the Bureau of Internal Revenue is divided up into different branches. For example, in New York City, there are three main divisions: The Special Agents, who investigate all criminal fraud cases; the Revenue Agents, who are primarily auditors, and are responsible for uncovering much additional tax; and the Collectors—well, their job is to see that the Government's tax money is collected. The Special Agents and the

EXAMS FOR PERMANENT PUBLIC JOBS

U. S.

2-21-5 (49). Technical Writer, \$2,974. Jobs at Fort Monmouth, N. J., and elsewhere. College degree in physics, mathematics or engineering, or four years' experience preparing or writing technical publications, or time-equivalent combination of education and experience. Send filled-in application (Card Form 5000-AB) to Board of U. S. Civil Service Examiners, Headquarters, Fort Monmouth, N. J. (Closes Wednesday, May 11).

Promotion

5799. Water Tender (Prom.), \$3,250, Department of Marine and Aviation. Fee \$3. Fourteen vacancies. Performance test begins November 3. (Closes Wednesday, May 18). 5806. Foreman of Elevator Mechanics (Prom.), Department of Public Works, \$4,200. Fee \$4. One vacancy. Written test November 22. (Closes Wednesday, May 18). 5798. Marine Oiler (Prom.), \$3,250, Department of Marine and Aviation. Fee \$3. Fourteen vacancies. Performance test begins November 3. (Closes Wednesday, May 18). 5706. Bus Maintainer (Prom.), NYC Transit System, \$1.34 to \$1.59 per hour. Reopened; candidates who have already filed need not file again but may amend their applications if they wish. Written test. (Closes Thursday, May 5). 5711. Car Inspector (Prom.), NYC Transit System, \$1.34 to \$1.59 per hour. Reopened; candidates who have already filed need not file again but may amend their applications if they wish. Written test. (Closes Thursday, May 5).

NYC Open-Competitive

5850. Compometer Operator, Grade 2, \$1,980. Five annual increments of \$120. Fee \$1. No education or experience requirements. Performance test. (No closing date). 5852. Tabulator Operator (Remington Rand) Grade 2, \$1,980. Five annual increments of \$120. Fee \$1. No education or experience requirements. Performance test. (No closing date). 5857. Tabulator Operator (IBM), Grade 2, \$1,980. Five annual increments of \$120. Fee \$1. No education or experience requirements. Written test. (No closing date). 5872. Assistant Program Director, \$4,450. One vacancy in Municipal Broadcasting System. Fee \$2. Two years appropriate experience required. Written and oral tests. (Closes Wednesday, May 18). 5797. Junior Chemist, \$2,341. Four annual increases of \$120. Fee \$1. Fifteen vacancies in Departments of Health, Hospitals and Public Works. College degree in chemistry required. Written test. (Closes Wednesday, May 18). 5752. Radio Operation Asst-

Where to Apply

The following are the places for Federal, State, County and NYC government jobs: U. S.—641 Washington St. or at post offices outside of Albany. State—Room 2301 at State Office Building, Albany County jobs. NYC—96 Duane Street, opposite Civil Service LEADER Building. NYC Education—110 Liberty Street. Promotion exams are open to employ, usually in particular

Albany. Candidates must be eligible for a certain position or be teaching biology in public high schools of New York State. The eligible list will be set up in two sections: (a) a satisfactory list of those eligible for appointment at the New York State Psychiatric Institute and Hospital, candidates must

May 10 Is Date for Immigrant Exam

Applications for the federal migrant Inspector exam will be accepted until Tuesday, May 10. Starting salary is \$3,100.20. Requirements include four years of appropriate experience, which education above the school level may be substituted at the rate of one year's education for nine months' experience up to three years. An LL.M. or higher law degree, or admission to the Bar covers all experience requirements. Positions are open in New York and New Jersey, as well as throughout the country.

experience as a full-time inspector engaged in safety work in a manufacturing plant or in a governmental agency or regularly constituted safety department or a private agency concerned with manufacturing, industrial or mercantile safety, and graduation from a standard senior high school; or (c) graduation from a recognized college or university with a degree in civil, mechanical, or industrial engineering; or (d) a satisfactory equivalent combination of the foregoing training and experience. Experience in the needle trades, dyeing, dry-cleaning, bakeries, confectionaries, bottling works, laundries, book-binding, or similar occupations will not be considered as satisfactory for the required specialized experience. Exam Saturday, June 18. (Closes Friday, May 13).

0133. Associate Education Supervisor (Adult Education), Bureau of Adult Education, Education Department; \$5,232. Five annual salary increases of \$220. Fee \$5. If eligible candidates may compete also in 0134, Senior Education Supervisor (Adult Education). A separate application and fee must be filed for each grade. There are three different kinds of positions under the title of Associate Education Supervisor (Adult Education). Candidates must write on their applications, the section for which they wish to be considered. The eligible list will be set up in three sections. Candidates who wish to be considered for more than one section should state this clearly on their application. Only one application and one application fee are required. College degree required, with specialization in adult education, general education, or the social sciences; and must meet specified experience requirements. Exam Saturday, June 18. (Closes Friday, May 13).

0142. Associate Dentist, State Departments; \$6,070. There are five annual salary increases of \$240. Candidates must be licensed to practice dentistry in New York State or be eligible to enter the examination for such license. Successful candidates who have not obtained their licenses at the time the eligible list is established will not have their names certified for appointment until they have obtained their licenses and have so notified the Department of Civil Service. In addition, candidates must meet the requirements of one of either (a) four years of progressively responsible experience in the practice of dentistry; or (b) a satisfactory equivalent combination of additional training and experience. Exam Saturday, June 18. (Closes Friday, May 13).

New Pension Law Allows Pay After 25 Years

(Continued from Page 1) of salary, hence for 25 years of member service would equal half pay, at age 55, proportionate benefit for greater or lesser service, including full-pay retirement at age 70, for 50 years of service, and required employee contributions made for the full period. The benefits are also proportionate regardless of the actual age of retirement. "Age 55" means the age when an employee may retire, not the age when he must retire. The compulsory retirement age is 70, the minimum, except for veterans, 55. The law enables members of the Retirement System to increase their retirement benefits by 20 to 40 per cent, about half at the expense of the city, if they file proper election and consent to the necessary deductions from their compensation. For members of the System who attain age 55 before June 30, 1949, or by the date of their first subsequent payroll deduction, who may retire sooner, hence have to make up the greater amount in a shorter period. Years Times 2 Per Cent. The rate under the new bill also may be expressed as annuity obtained on the basis of 1 per cent of salary for each year of service. This is the part of the total retirement allowance bought by the employee's contributions. The city provides a pension benefit at least equal to the annuity. The total is therefore 2 per cent

If he has already cancelled or is entitled to cancel, he will be required only to file his minimum account by June 30, 1949. The earnings available to him after he becomes entitled to provide for his dependents will be credited against the 2 per cent charge. It is expected that the rate will be about 1 out of 3 years of the city \$1,000,000 a year, entitled to take the advantage so, the city's cost would be \$3,000,000. The bill was sponsored by Civil Service Forum. The NYC Employees Retirement System advises employees want to take advantage of new law which permits payment at half pay after 25 years of service, or at full pay after 30 years of service. The new law provides for a 25 per cent allowance for each year of service provided employee consents to contribution of a like annuity. The proposed rates before adoption at its May 26 meeting will be 10 per cent for service before Oct. 1, 1948, and will continue until the rates, as adopted, are applied. Employees may then find out rates from their own departmental representatives, who will be making application blanks available. Employees therefore, should take time to file their elections. Moreover, the new

to be effective for employees would be June 1, 1949. Employees would file their rate certain. Employees Retirement System advised the new law. HALF PAY. 0110. Laws of 1949, Section B-3-42 of the Code. It is possible for a city to obtain half-pay at 25 years of service if the employee is not a policeman, a street cleaner or a court employee. This may be done by obligating the city to provide compensation for each year of service provided employee consents to contribution of a like annuity. The proposed rates before adoption at its May 26 meeting will be 10 per cent for service before Oct. 1, 1948, and will continue until the rates, as adopted, are applied. Employees may then find out rates from their own departmental representatives, who will be making application blanks available. Employees therefore, should take time to file their elections. Moreover, the new

nity to a woman entrant who is within one year of age 55. So also does the lesser rate, but the huge interest earnings available to a young entrant's account by age 55, shift much of the cost away from his pocketbook. Where there are arrears, the annual rate for the remaining years necessarily is heavier. The benefit is 20 per cent more valuable and more costly at 55 than the present most liberal service retirement benefit. The last 20 per cent of a member's account is ordinarily provided during the last four years before age 55—6 per cent or more of compensation by or for the city, 10 per cent more or less of compensation by interest earnings on his account. Since both should be doubled, the member's additional contribution for the remaining four years might be 16 per cent or more of the compensation, depending on his past individual contribution experience. Members who complete full arrear contributions by age 55, if not entitled to or electing to cancel then by reason of 25 or more years of contribution, will be entitled to have their rates adjusted then to the normal non-arrears rate. In short, the provisions related above in respect to the 1/120 benefit apply not only to those who take the 1/100 benefit, namely: 1. Absorption of arrears by age 55

1. Right to elect a lesser rate of 15 per cent compensation over a longer period. 2. Right to complete arrears in a lump sum payment after attaining age 55. 3. Right to use loan facilities to distribute 55 to 65 to redistribute individual costs. Members retiring under 65 who have an outstanding loan will not be required to complete payment of loan. If they do not do so, their retirement allowances will be reduced only by the amount of annuity which might be purchased by the outstanding loan balance. There will be no reduction in the city-paid pension. A \$1,000 loan outstanding at age 61, for example, would reduce the retirement allowance about \$100 a year for life. The above is cited to assist the members in arranging their financing so as to take advantage of the desirable 1 per cent plan. Any members with service before October 1, 1920, who are not now covered by the 1/120 benefit should also file for that benefit in order to get the benefit of 1/60 (2/3 allowance) for each pre-1920 year of allowable service. Members electing the 1/100 benefit may reserve the right to cancel the election or to switch to the less costly 1/120 benefit upon receipt of a certification which they feel they would be unable to meet.

Shalleck Asks Increase For Federal Employees

Municipal Court Justice Benjamin Shalleck, addressing a meeting of the civil service committee aiding his campaign for election as Representative from the 20th Congressional District, emphasized the duty of Congress to vote a salary increase for Federal employees. The Democratic candidate discussed civil service matters generally. The meeting was held at his campaign headquarters in the Bretteau Hall Hotel, 86th Street and Broadway, NYC. Abraham Kaplan, former president of NYC Civil Service Commission, manager of Justice Shalleck's campaign, presided. Present also was Assemblyman Owen McGivern, actively aiding the Shalleck campaign. The special election will be held on Tuesday, May 17, to fill the vacancy caused by the death of Representative Sol Bloom. The other candidates are Franklin D. Roosevelt, Jr., Liberal, and For Freedoms parties, William H. McIntyre, Republican, and Dr. Annette Rubinstein, A.L.P.

Bills Pay Rate

In his talk Justice Shalleck said: "The Federal employee's salary has not been raised in proportion to the increased cost of living and a raise should be voted by Congress to make up the difference. The whole Federal pay structure, grown rambling and contradictory through piecemeal amendment, is in urgent need of revision. The reclassification of Federal jobs, the elimination of inequities and the establishment of rates comparable to those paid by private industry, must be undertaken without delay. The 81st

Congress must make good where the 80th Congress failed. "The bills calling for pay increases for the rank and file of Federal employees, held up, too long, should be given committee hearings promptly, and recommendations made by the committees so that the measures will be brought to the floor for a vote. "The postal employees have a program for a salary increase, sick leave and vacation benefits equal to those received by other Federal employees, and other gains, which is reasonable, and well-founded. "Federal civil service administration should be sufficiently staffed so that it can give prompt and fuller information to candidates and eligibles."

Skilled Workers to Sue For Higher Wage Rates

Local 368 of The Utility Workers' Union of America, through Patsy Di Domenico, business representative, announced that Roy P. Monahan, the attorney for the union, will institute suit against NYC to recover wage differentials. Oilers, Licensed Firemen, and Stationary Engineers (Steam) are entitled to wage differentials that Comptroller Lazarus Joseph refused to grant, in setting the prevailing rate of wages, Mr. Monahan said. Mr. Monahan has commenced suit against the city to restrain it from employing Senior Sewage Treatment Workers in place of Oilers in the Department of Public Works.

Six Years' Back Pay Won

Three employees of Brooklyn College and two of City College won a pay difference going back six years and a month, in a suit brought before Supreme Court Justice Aaron J. Levy in New York county. Zelman and Zelman, of 100 West 42d Street, were their attorneys. The plaintiffs were originally employed as Clerical Assistants by resolution of the Board, then reclassified as Clerks, Board of Higher Education, Grade 2. Plaintiffs contended that the reclassification fixing the salaries of Clerks, commencing at \$1,200 and

ranging to a maximum of \$1,800 contravened Section 889 of the Education Law. Plaintiffs contended that Clerical Assistants, under the schedules, were entitled to receive salaries ranging from \$1,500 to \$3,000 and that they were entitled to the salary of Clerical Assistants, rather than Clerks. The court held that it was immaterial what titles had been assigned to the plaintiffs prior to July 1, 1939, the controlling consideration being the fact that they were performing the duties of Clerical Assistants and that they have continued to perform these duties since July 1, 1939.

FEDERAL NEWS

Vets Restored to Jobs Gain Full Seniority

The Civil Service Commission has amended its regulations to provide that hereafter veterans who have been separated from Federal positions may, if the Commission so recommends after a successful appeal to it under Section 14 of the Veterans' Preference Act, be restored to duty retroactively to the date the separations were made. Previously, such restorations had to be made as of the date the employees returned to duty. Hereafter, if a restoration is recommended retroactively to the date of separation, the separation will be rescinded and no new appointment or oath of office will be necessary.

In addition to cases involving veterans who have been separated, the amended regulations also apply to veterans who have been suspended for more than 30 days, furloughed without pay, or reduced in rank or compensation.

July 1 Is Deadline

The Commission also announced

that veterans who, since August 4, 1947, have been ordered restored following appeals, may ask the Commission to have their cases reopened for a determination as to whether or not their restoration can be made effectively.

August 4, 1947, is the date the Veterans' Preference Act was amended to provide that the Commission's recommendations to the agencies are mandatory when the Commission rules favorably on appeals under section 14 of the Act.

Requests for reopening cases must be made by July 1, 1949, the Commission stated. About 750 veterans are eligible to reopen their appeals under this provision.

The change in the regulation was brought about by a recent decision of Comptroller General Lindsay Warren that held that the Commission has the authority to order such restoration retroactively if it decides that the facts in the case warrant such action.

Medical and Tobacco Jobs Offered by U. S.

The U. S. Civil Service opened examinations for Medical Technician (General Medical Technology), Medical X-ray Technician, and Tobacco Inspector. No written tests are required.

Medical Technicians receive from \$2,284 to \$3,351, and Medical X-ray Technicians, from \$2,284 to \$2,974. The jobs are in Washington, D.C., and vicinity. To qualify, applicants must have had appropriate hospital or clinical experience. Some substitution of education for experience is allowed.

The entrance salaries for Tobacco Inspector range from \$2,974 to \$5,232. The positions are in the Department of Agriculture and located throughout the country. Applicants must have had experience in the handling and marketing of tobacco. Appropriate education may be substituted for part of the experience.

Applications for the Medical Technician and Medical X-ray Technician examination will be accepted in the U. S. Civil Service Commission, Washington 25, D. C., until June 7, for Tobacco Inspector until May 3. Obtain blanks at U. S. Civil Service Commission, 641 Washington Street, New York 14, N. Y.

Jewish Postal Workers Elect Slate of Officers

The Jewish Postal Workers Welfare League of NYC elected the following: president, Louis Blumberg; 1st vice-president, Abraham S. Kaye; 2nd vice-president, Tibor Gross; recording secretary, Isidore Beides; financial secretary, Harry Wiener; asst. financial secretary, Irving Challop; treasurer, Sidney Rosenstein; sergeant-at-arms, Hy Horn; Chaplain, Rabbi E. Lissman.

The Board of Trustees consists of Joseph Rosenbach, Irving Tremper and Joseph Scherzer.

Board of Auditors: Henry Imowitz, Louis Koppelman, Sol H. Gorner, Max Watkins and David L. Wassing.

Under Postmaster Albert Goldman, the 1948 UJA Campaign raised \$75,000. Israel's need for financial assistance in absorbing the new immigrants is known to all. In 1949 the postal employees will try to exceed their previous efforts.

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Broadcast Jobs Open With U. S. State Dept.

Applications will be received, until the needs of the service have been met, for Radio Broadcast Technician jobs at \$2,974 through \$7,432, by the Board of U. S. Civil Service Examiners, Department of State, 250 West 57th Street, New York 19, N. Y. Apply in person or by mail.

The specialties are Broadcast Studio Technician, Broadcast Recording Technician, Broadcast Technician (Field) and Broadcast Master Control Technician. Radio Broadcast Technician, without specialty, is the fifth title.

The jobs are at the West 57th Street address.

Papers will be rated quickly after being received. The Examination is No. 2-50-1 (49). There will be no written test. Forms 57 and 5001-ABC must be filled out. The Board supplies them, or they may be obtained from the U. S. Civil Service Commission, 641 Washington Street, New York 14, N. Y.

GETS \$237.50 FOR SAVING U. S. \$9,000 A YEAR

Herman C. Hurd, a labor supervisor in the Office Services Division of the U. S. Civil Service Commission in Washington, has been awarded \$237.50 by the Commission for suggesting the use of a portable electric hoist in certain kinds of moving operations. The presentation was made by the President, Harry B. Mitchell.

Moving heavy equipment to and from the balcony of the main civil service building had previously cost four times as much. The manual labor was halved. Savings by the use of this hoist will amount to over \$9,000 for the current fiscal year.

LEGAL NOTICE

SUPPLEMENTAL CITATION—P 17, 1949.
—The People of the State of New York By the Grace of God Free and Independent, TO MAX GRIMM, brother, residing at (13a) Post Weisthal, Kreis, Lohr a/Main, Germany, Amer. Zone, RUDOLF GRIMM, brother residing at (13a) Neukirchen b/Sulzbach-Rosenberg, Germany, Amer. Zone, EMILIE EICH, niece, residing at Krommenthal, Post Weisthal, Kreis, Lohr a/Main, Germany, Amer. Zone, MAX VOLKER, nephew, residing at Lohr a/Main, Bahnhof, Germany, Amer. Zone, CHRISTINA VOLKER, niece, residing at Krommenthal, Post Weisthal, Kreis, Lohr a/Main, Germany, Amer. Zone, BERTHA BREITENBACK, niece, residing at Weisthal, Post selbst, Kreis, Lohr a/Main, Germany, Amer. Zone, RUDOLF EICH, nephew, residing at Wittmund Ostfeld, Aurichterstr. 18 Germany, British Zone, KARL EICH, nephew, residing at Krommenthal, Post Weisthal, Kreis, Lohr a/Main, Germany, Amer. Zone the next of kin and heirs at law of CHRISTINA ECKERT, also known as CHRISTINE ECKERT, deceased, send greeting: WHEREAS, ANDREW V. GALWAY, who resides at 420 Riverside Drive, the City of New York, has lately applied to the Surrogate's Court of our County of New York to have a certain instrument in writing dated the 8th day of October, 1948, relating to both real and personal property, duly proved as the last will and testament of CHRISTINE ECKERT, also known as CHRISTINE ECKERT, deceased, who was at the time of her death a resident of 69 West 101st Street, the County of New York.

THEREFORE, you and each of you are cited to show cause before the Surrogate's Court of our County of New York, at the Hall of Records in the County of New York, on the 20th day of May, one thousand nine hundred and forty-nine, at half past ten o'clock in the forenoon of that day, why the said will and testament should not be admitted to probate as a will of real and personal property.

IN TESTIMONY WHEREOF, we have caused the seal of the Surrogate's Court of the said County of New York to be hereunto affixed. WITNESS, HONORABLE [Seal.] WILLIAM T. COLLINS a Surrogate of our said County of New York, the 14th day of April in the year of our Lord one thousand nine hundred and forty-nine. PHILIP A. DONAHUE Clerk of the Surrogate's Court.

CITATION.—THE PEOPLE OF THE STATE OF NEW YORK, By the Grace of God, Free and Independent, TO OSCAR PERRON; JEANNETTE PERRON; being the persons interested as creditors, next of kin or otherwise in the estate of EDMOND PERRON, deceased, who at the time of his death was a resident of 6248 St. Vallier St., Montreal, Canada, Send Greeting:

Upon the petition of The Public Administrator of the County of New York, having his office at Hall of Records, Room 308, Borough of Manhattan, City and County of New York, as administrator of the goods, chattels and credits of said deceased:

You and each of you are hereby cited to show cause before the Surrogate's Court of New York County, held at the Hall of Records, in the County of New York, on the 31st day of May 1949 at half-past ten o'clock in the forenoon of that day, why the account of proceedings of The Public Administrator of the County of New York, as administrator of the goods, chattels and credits of said deceased, should not be judicially settled.

IN TESTIMONY WHEREOF, we have caused the seal of the Surrogate's Court of the said County of New York to be hereunto affixed. WITNESS, HONORABLE [Seal.] WILLIAM T. COLLINS a Surrogate of our said County, at the County of New York, the 8th day of April in the year of our Lord one thousand nine hundred and forty-nine. PHILIP A. DONAHUE Clerk of the Surrogate's Court.

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FEDERAL NEWS

Social Security Opposed For Federal Employees

A warning to Federal employees to be on their guard against plans to bring them under Federal Social Security was voiced by William C. Ambrust, president of the United National Association of Post Office Clerks.

"Federal employees," said President Ambrust, "throughout the nation should be on their guard and express their views in strong language to their respective representatives in Congress against any attempt to bring them under the scope of the Federal Security Agency, more commonly referred to as the Social Security Agency.

"Several attempts in past years have been made to merge our present retirement system with the Social Security Agency and bring it under the scope of jurisdiction and administration of that agency. At various times the question of benefits to widows and children was the basis for arguments in favor of the advantages of such a merger.

"Under our present retirement system, provisions include benefits to widows and minor dependent children, as well as a more generous retirement annuity to all annuitants under the retirement system. We want no part of Social Security in any form. Once we are under the jurisdiction of that agency, I am fearful that our present formula for arriving at annuities for retiring employees and the benefits to our widows and children will be completely revised and a reduction will be forthcoming.

"We will read and hear discussions and recommendations of additional advantages in the form of unemployment insurance, hospitalization and health plans, for Federal employees under Social Security. Every attempt will be made through subterfuge in offering numerous benefits which are at present beyond our reach. The future holds in store for the average Federal employee many advantageous reforms, none of which warrant administration under the Federal Security Administration. The UNAPOC organization will protest and vigorously oppose any move to bring Government workers under Social Security."

Veterans' Assn. Meeting on May 13

Women's Army Corps, Veterans' Association, and its first annual dinner, reunion in the room of the Hotel Statler, on Friday, May 13. Major L. Kelly will be honored and the First Army band will

national organization was April 1, 1946 and New Chapter 11 was chartered October 15, 1948. Edward Wilcock, of 287 C. New York 9, N. Y. C. (4761) is chairman of the relations committee for the

POSTAL CREDITS BILLS
Post Office Department and Budget Bureau raised the cost of proposed legislation (H. R. 87 and H. R. 929) and Teague, respectively, to grant salary credits for the armed forces in the War II. Hearings on the bill were delayed in consequence.

POSTAL BILL NOT OPPOSED
Civil Service Commission Budget Bureau have no objection to H. R. 1304, to provide for annual leave and 15 days' leave for postal employees.

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FEDERAL NEWS

Langer and Green Demand Gains At Postal Rally

William Green, president of the American Federation of Labor and U. S. Senator William Langer were the principal speakers at a legislative rally of the postal unions affiliated with the American Federation of Labor, held in the High School of Commerce.

The rally sought public support of legislation for a pay increase of \$650; 26 days' annual vacation, as accorded to all other U. S. employees; credit for time spent in the armed services during World War II, towards pay grade promotion; and for older postal employees, by giving them longevity grades already provided by law; uniform allowance for letter carriers and other items directly affecting the welfare of all postal employees.

The rally was held under the auspices of the postal unions affiliated with the AFL, a postal employee legislative organization comprised of NYC Letter Carriers, Postal Clerks and Railway Mail Clerks. Leaders of the legislative group are Philip Lepper, president, Branch 36, New York Letter Carriers Association; Max Klein, president, Second Division, Railway Mail Association; Patrick J. Fitzgerald, president of the N. Y. Federation of Post Office Clerks, and David Silvergleid, president of Brooklyn FPO.

The keynote of the rally, was that the time has come to give the postal employees just consideration in matters of salary, vacation, sick leave and credit for past years of service.

William C. Doherty, national president of the Letter Carriers, and E. C. Hallbeck, national legislative representative of the Clerks, also spoke.

"Thus far," said Mr. Green,

"we have waited patiently but in vain for action by Congress. The speed with which Congress hastened to raise the pay of Government officials in the higher brackets has not been matched with regard to the masses of workers whose need is far greater. Postal workers salaries increased only 14 per cent while cost of living rose more than 33 per cent."

"Government employees are still getting pushed around. Our Federal Government, which prides itself on being considered a model employer, cannot even be regarded as a good employer any longer. Congress, especially, is at fault, although the executive branch of the Government also must shoulder its share of the blame."

Mr. Doherty said that attempts to tie in proposed postage rate reclassification with postal pay was a "smoke screen," as the establishment of the postal service in colonial days was done to give swift, certain mail service to the American people at a reasonable cost.

Langer Backs Program

Senator Langer endorsed the program for better pay and other gains.

"While I am in favor of helping any destitute country, I believe that our Government should see that its own workers are given decent living wages, sufficient vacation and sick leave and sufficient retirement benefits."

Mr. Hallbeck said the Bureau of the Budget is not in accord with the bill for a \$650 postal raise, but added that is always the case. He claimed the leadership in the House has the strength to enact every piece of postal legislation necessary.

McGrath Backs Program

Representative Christopher C. McGrath in a radio address over Station WMCA made a plea for public support of proposed postal legislation. The radio broadcasts are sponsored by Local 10 of the New York Federation of Post Office Clerks.

Ephraim Handman, national vice-president of the NFPOC, will be the next speaker.

U. S. Engineering Aid Exam About to Open

An examination for Engineering Aid positions (\$2,152 to \$3,727), will be announced within two weeks by the U. S. Civil Service Commission. Unlike previous examination that have been announced by the Commission's central office for Engineering Aid since the end of the war, no written test will be required.

Applications are to be accepted for about six weeks. First and second-class post offices and the Commission's regional office at 641 Washington Street, New York 14, N. Y., will supply application blanks, but not until the exam opens. Watch The LEADER for announcement of the opening date.

Approximately 60 persons are expected to be appointed within the next year to fill positions in the Washington area and in mobile field units elsewhere. Lists of eligibles will be established for subprofessional work in various branches of engineering, such as civil, electrical, and mechanical. Subprofessional positions in the field of cartography will be filled from another examination (No. 162), which is now open.

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Career Group Seeks Aid in Washington

The Klein bill to limit superseniority now granted to veterans is being strongly supported by the Federal Career Employees Association. A. H. Unger, national public relations officer said that it aims to protect non-veteran career employees, who may now be displaced by "a veteran with less than one year, (even with one day) of service."

H.R. 2446, introduced, by Representative Arthur G. Klein, (D. N.Y.), limits superseniority by preventing the displacement of a non-veteran with over seven years of service by a veteran with less than seven years of Federal employment. The same bill provides for the continuance of complete superseniority for all veterans who have lost the use of a limb or eye or who are 60 per cent or more disabled.

Non-veteran employees with more than a generation of service expect to be displaced in the next few weeks by veterans with not much more than two or three years of service. The Federal career group sent a delegation to Washington.

White House Visited

They saw Representative Klein. A visit was made to the White House and a personal inquiry of every NYC Representative on superseniority. The chairmen of the Civil Service Committees of both houses, Senator Olin D. Johnson and Representative Tom Murray were requested to commence hearings on the Klein bill and its companion measure, S. 660.

A petition outlining the problem was presented to the White House.

Charles J. Reichert, manager of the New York Veterans Administration Regional office, was reported as saying that present superseniority in effect hurts the veterans at large by depriving the Federal service of high calibre personnel in whom the Government has invested millions of dollars of training.

Jobs in Guam Offered To Civilians by Air Force

Civilians desiring employment with the Department of the Air Force at Guam should apply to the Civilian Personnel Office, Employee Utilization Section, New Rochelle 2-5060, Ext. 285, for further information.

Positions are open in the following categories: Stenographer, Typist, Property & Supply Clerk, Inventory Clerk, Mail, File and Record Clerk, Fiscal Accounting and Auditing Clerk, Property and Supply Supervisor, Stock Control Clerk, Packing and Carting Foreman, and Storekeeper. The grades are CAF-5 through 7 at \$2,498 to \$3,727.20, plus differentials and allowances for the cost of living.

The age limits are 21 to 40 for females, and 21 to 50 for males. Special cases. Banking facilities are available and the currency in use throughout the Command is that of the U. S. Church facilities are adequately provided for persons of Protestant, Catholic and Jewish faiths.

Exam is Open for Foreign Service Jobs

Exams for positions in the Foreign Service, U. S. State Department, will be held on September 12 to 15.

Entrance salaries are \$3,300 to \$4,400 a year, with extra allowances for overseas duty. Application blanks may be obtained from the Board of Examiners for Foreign Service, State Department, Washington 25, D. C. The last day to file filled-in applications is July 1.

The examination subjects will be history, foreign languages, economics and government, in addition to several general tests. Age limits are 21 to 31, U. S. citizenship for at least 10 years is required.

\$2,282 Raised in N. Y. For Victim of Bomb

The New York Federation of Post Office Clerks has sent a check for \$2,282.12, the proceeds of a collection, to William H. Osborne, postal clerk of Bowling Green, Ky., who lost both hands and the sight of both eyes in a bomb explosion. A mailed package he was handling exploded.

A World War II veteran, the father of two small children would receive \$116.66 a month compensation, and the national collection was begun, to bring this amount high enough to enable him to support his family.

A \$1,000 reward is offered by the National Federation for information leading to the arrest and conviction of the person or persons who mailed the bomb.

Warehouse Examiner

The U. S. Civil Service Commission opened a Warehouse Examiner test for filling positions in the Department of Agriculture, throughout the United States. Persons appointed will be required to travel approximately 90 per cent of the time. The salaries are \$2,974 and \$3,727.

Applicants must have had at least three or four years (depending on the grade of position) of appropriate experience. Pertinent study in a resident school above high school level may be substituted for as much as three years of this experience. Applicants must submit with their applications a written report of not less than 1,500 words nor more than 2,500 words dealing with one of several topics listed in the examination announcement. No written test is required.

Get blanks at U. S. Civil Service Commission, 641 Washington Street New York 14, N. Y.

Nursing Consultant Test

The U. S. Civil Service Commission will announce an examination for Nursing Consultant in two weeks. The positions pay \$4,479 to \$7,432. Positions to be filled are principally in the U. S. Public Health Service and the Children's Bureau in Washington, D. C., and throughout the country.

Information on all requirements and application blanks will be available in first and second-class post offices and at the Commission regional offices at 641 Washington Street, New York 14, N. Y. Closing date for accepting applications will be set at the time the examination is announced.

Do not apply until the opening date is announced. Watch The LEADER for the announcement.

Need to Amend Vet Preference Law Is Broached

The U. S. Veteran Preference Act "should be re-examined perhaps amended" to protect basic functions of civil service, the Brookings Institution was in a report made by one of its institution's committees headed by Frances T. Cahn.

"Essentially," said the report, "it proposes that patriotic service be rewarded by equating such service with special ability. The act thus large measure upset the machinery that had been established to measure and secure merit—basic purpose of the Civil Service Act."

Employees of six U. S. departments and agencies answered questionnaires on various aspects of civil service. Opinion of U. S. as an employer was favorable with all over 8 per cent.

Reasons for accepting U. S. jobs were mainly 1, salary, advancement and security; 2, professional interest in the work; 3, need of a job.

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NEW YORK CITY NEWS

Resigns, 16 Tests to Be Cancelled

Civil Service Commission a report from the Division, recommending examinations be cancelled temporarily, as no positions are serving in the titles. Present vacancies exist, the reason is that the Division lost its sole member. There's nobody to certify for the exam.

Stenographer was a "temporary" appointment. But Budget Director J. Patterson won't certify for appointing. So the stenographer is:

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 General Foreman, Grade 4, President, Borough of Brooklyn
 Inspector of Foods, Grade 4, Office of the Comptroller
 Inspector of Fuel, Grade 4, Office of the Comptroller
 Inspector of Equipment, Grade 4, Office of the Comptroller
 Inspector of Track, Grade 4, Office of the Comptroller
 Inspector of Plumbing, Grade 3, Office of the Comptroller
 Inspector of Pipes & Castings, Grade 4, Water Supply
 Junior Counsel, Grade 3, Board of Transportation
 Sanitary Inspector, Grade 4, Board of Education
 Superintendent of Repairs to Distribution, Dept. of Water Supply, Gas and Electricity.
 Supervisor (Home Economics), Dept. of Welfare

Oldest Store, Fast Service

Gringer & Sons, Inc., one of the oldest electrical appliance stores in the city, is celebrating its 40th anniversary this year. Their original site at 29 Avenue, corner of Second Street, changed during the years, but there have been many other changes in their products, which have grown from tinware to television, horse-and-buggy days, washboards, flatirons, and items at which the world of today would turn its nose. Now they feature washing and ironing machines, dishwashers, gas and electric ranges, refrigerators, as well as radio sets. All popular items are featured, prices are reasonable and service is courteous and prompt.

Port Authority Group To Dance on June 3

President McCusker announced that the Damon Runyan Cancer Fund and the Police Widows' Death Benefit Fund will share in the proceeds of the Port of New York Authority Police Benevolent Association's spring dance and entertainment at the Hotel Astor on Friday, June 3. Bill Miller's Riviera show will entertain.

The officers are Frank Cagnolati, 1st vice president; William Parker, 2nd vice president; John Redfelson, recording secretary; William Halligan, treasurer; Edward Emanuelli, financial secretary and Edward Coleman, sergeant-at-arms. Trustees are John Fogarty, Richard McHugh, Mathew Reilly, John Maroney and John Muldoon.

Columbian Council To Install Officers

Mayor William O'Dwyer has been invited to the installation dinner of the Columbia Association of Civil Service Grand Council tonight (Tuesday) at the Hotel St. George, Brooklyn.

Supreme Court Justice Anthony Di Giovanni will be toastmaster. Justice S. Samuel DiFalco will install the officers, headed by Thomas B. Candia.

Generoso Pope, president of the Columbus Citizens Committee, will receive a plaque in appreciation for his activity in behalf of the organization, said Joseph Guidice, chairman of the dinner committee.

Thin Dime Helps You Pass Sanitation Test

"How to Pass the Sanitation Man Written Test," an 8-page booklet, has been prepared by The LEADER. It contains helpful hints, study aids, required reading, and information on how to get the highest results, based on your knowledge, in the written test. The complete official questions and answers in the last NYC Sanitation Man test (1947) are included. Send 10 cents (stamps or coin) to Civil Service LEADER, 97 Duane St., New York 7, N. Y., to cover handling charges. The test will be held Saturday, June 11, so act today!

LEGAL NOTICE

MORRIS METZ, Executor.

RALPH K. JACOBS & RALPH K. JACOBS, Jr., Attorneys for Executor.

Office and P. O. address, 225 Broadway, Borough of Manhattan, New York 7, New York.

LEGAL NOTICE

OCHS, LILLIAN.—In pursuant of an order of Honorable William T. Collins, a Surrogate of the County of New York, notice is hereby given to all persons having claims against Lillian Ochs, late of the County of New York, deceased, to present the same, with vouchers thereof, to the subscriber, at his place of transacting business, at the office of Ralph K. Jacobs & Ralph K. Jacobs, Jr., his attorneys, at No. 225 Broadway, in the Borough of Manhattan, in the City of New York, State of New York, on or before the 28th day of June, 1949.

Dated New York, the 18th day of December, 1948.

MORRIS METZ, Executor.

RALPH K. JACOBS & RALPH K. JACOBS, Jr., Attorneys for Executor.

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NEW YORK CITY NEWS

FIRE LINES

thousand uniformed officers of the New York Fire Department... attended the twenty-first annual Communion Mass... Bishop Joseph F. ... an honorary member... 9 a.m. Mass at ... Cathedral. The acolytes... Mass were uniformed... of the Society. After the... New York Fire Department... and the members... to the Hotel Commodore... vocal selections... by the band, the... Glee Club and Bobby... speakers included Bishop... U. S. Senator Herbert... of Maryland; the... N. Davis, S. J.,... of philosophy at the... University Graduate... Fire Commissioner Frank... Council President Vin... Miller, Paul M. Bren... of Manhattan... Alumn, and the Rev... A. Doyle, department... moderator of the So... Lieutenant Thomas... man, president, presided.

A testimonial scroll of congratulations on his consecration to the Episcopacy was presented by the Society to Bishop Flannely. In addition, an official Papal Blessing for the members of the Society was received through the Rev. Brother Conrad, O. F. M., also an honorary member of the society. Fireman Joseph J. Reilly was general chairman of arrangements, assisted by Deputy Chief Ned Perlman, Captain Joseph Fay, Captain John Tarpey and Firemen William Larkin, James McKenna, Edward Fox, Ralph Moody, William Doyle, Frank Chalamonski and Thomas Hyland. Mrs. Mary Connolly, president of the Fire Department Auxiliary Post 930, American Legion, presided at a meeting held at the Hotel Martinique. Mrs. Mary Larkin, Americanism chairman, had as guest speakers Alice Whitney, of The Christophers, and Rabbi Benjamin Schultz. Mrs. Connolly and Mrs. M. Simpson, cancer chairman, presented a respirator to the children's ward of Memorial Hospital. A beverage party will be held on behalf of the Auxiliary at Werdermann's Hall on Thursday, June 2.

Probationary Period... Eligibles' Right

opinion that an eligible... to be appointed, and... probationary period, even... services as a provisional... by the hiring agency... been below par, is made... brought in the N. Y. Supreme Court by Jacob... Trackman, Board of... Rappaport, a veteran, about five months as a... Trackman. He passed... examination held meanwhile, but the Board refused to appoint him. Law clearly provides that... is entitled to appointment... a probationary period,"... Resnicoff, attorney... Rappaport. "The estimate that the Board of Trans... has seen fit to make... services as a provisional... bearing on the subject... candidate's qualifications and... for appointment were decided by the Municipal Civil Commission. Board has no authority... an eligible of appointment... of the test that takes... during the probationary... can not assume for any... that the services that will... during the required... other than excellent. Other contention is that the... preference provision of... Constitution would be... if the Board could re... a veteran because of an

opinion that an eligible... to be appointed, and... probationary period, even... services as a provisional... by the hiring agency... been below par, is made... brought in the N. Y. Supreme Court by Jacob... Trackman, Board of... Rappaport, a veteran, about five months as a... Trackman. He passed... examination held meanwhile, but the Board refused to appoint him. Law clearly provides that... is entitled to appointment... a probationary period,"... Resnicoff, attorney... Rappaport. "The estimate that the Board of Trans... has seen fit to make... services as a provisional... bearing on the subject... candidate's qualifications and... for appointment were decided by the Municipal Civil Commission. Board has no authority... an eligible of appointment... of the test that takes... during the probationary... can not assume for any... that the services that will... during the required... other than excellent. Other contention is that the... preference provision of... Constitution would be... if the Board could re... a veteran because of an

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Age 55 Plan Reopened! First Time in 3 Years

A NYC bill signed by Governor Dewey reopens the age 55, 30-year-half pay opportunity for the first time since 1946. It is expected that between 2,000 and 3,000 will take advantage of the opportunity, because of the three-year lapse. The new enactment (Assembly Intro. 763, McGovern) applies until September 30 next. Already two-thirds of the members of the System, or 64,000 out of 100,000, are under the age 55 plan. The 100,000 figure represents recapturing that figure after it had been reduced because of the effects of the war on NYC

employment. Many provisionals were misinformed by others than the Retirement System — particularly in their own departments — that provisionals were ineligible for membership in the System. There are still 26,000 provisionals.

Vets' Age 50 Bill Another bill that the Governor signed allows veterans who would retire at age 50, instead of 55, to hold the age 55 contribution rate, and treat the extra cost as a deferred annuity, instead of having to make up the cost dif- Assembly Intro. 982, by Savarese.

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NEW YORK CITY NEWS

P.D. Lieutenants Seek Revised Work Schedule

Representatives of the Lieutenants Benevolent Association of the NYC Police Department are seeking to convince Mayor William O'Dwyer that their plan of a working schedule for the department is the most effective one that could be devised—without involving additional cost.

The Association last week presented the Mayor a petition for a 48-hour "excusal" period after each set of four tours of duty. The Lieutenants now have only 32 hours off after 48-hour periods of duty.

The Association has submitted a comprehensive study of comparative hours worked by Sergeants and Patrolmen, both of which groups now have 48-hour time-off periods, to Police Commissioner William P. O'Brien.

The Patrolmen's Benevolent Association, the Sergeants' Benevolent Association and Captains' Endowment Association all adopted resolutions supporting the request of the Lieutenants' Benevolent Association.

Plan for Delegates' Election Of PBA Officers Denounced In Court as a Subterfuge

An attack on the attempt to have the delegates elect officers of the Patrolmen's Benevolent Association, when the membership had voted in the previous election as provided by the constitution and bylaws, was heard by Official Referee Peter Schmuck in the Supreme Court. Jac M. Wolff, of 27 William Street, attorney for Patrolman Raymond A. Donovan, plaintiff in a suit to void the last election on grounds of fraud and irregularity, made the attack. He described the effort to have the delegates instead of the membership do the voting as a subterfuge.

Mr. Wolff, in opposing an application for an adjournment made by James H. Tully, attorney for the PBA, said that Patrolman John E. Carton, president of the PBA, was "attempting to jam through a resolution at the meet-

ing on the second Tuesday in May to amend the constitution and bylaws and to take away from the members their right to elect officers, so that the one-year term of himself and fellow-officers would be extended to two years. That action would be completely invalid."

Adjournment Granted

Official Referee Schmuck granted an adjournment until today (Tuesday) at 11 a.m. Witnesses, 25 of whom were called by Mr. Wolff alone, were instructed to be present then. The trial will continue on Friday, May 6 at 10:30 a.m. and the Official Referee has reserved that entire day for the case. The adjournment was granted on the ground that the case was on the calendar for trial for the first time.

Mr. Tully was accompanied by Attorney David Broderick, who,

he said had been ill and unable to attend to law work. In addition pressing court work had prevented giving as much time as the case required, Mr. Tully explained. Mr. Wolff complained that not until he appeared in the court room did Mr. Tully broach a word about desiring an adjournment. He complained to the Referee that he was entitled to the courtesy of advance notice from opposing counsel. To this Referee Schmuck agreed, "He should have notified you. That kind of courtesy only exists among lawyers of the present generation."

Present in court were President Carton and other fellow-officers and Patrolman Donovan.

Open to Public

Mr. Tully described the case to the Referee, prior to asking for the adjournment, as an action to review a corporation election held under Section 25 of the General Corporation Law. He related that Supreme Court Justice James H. McNally, at Special Term, had decided, after a study of the papers, that the plaintiff didn't have a case. Patrolman Donovan then appealed. The Appellate Division, said Mr. Tully, held that the remedy in a challenge of action under Section 25 was a proceeding under Article 78 of the Civil Practice Act "and therefore there raise issues requiring a trial."

The Appellate Division had unanimously reversed the lower court and held that Patrolman Donovan had shown enough to raise issues requiring a trial.

Regarding Mr. Tully's historical review of the court proceedings, Referee Schmuck said, "I'm not interested in that. You're making a motion for an adjournment."

The hearings will be held in Room 248, Supreme Court courthouse, and will be open to the public.

'Hand-picked Delegates'

Mr. Wolff strongly opposed the motion for an adjournment. He said that as a resolution to amend the constitution and bylaws was coming up in a few weeks, time was of the essence. He complained that the defense had had notice since March 21 that the trial was to start on April 26. He charged that President Carton was seeking to circumvent any outcome of the present trial "through the machinery of hand-picked delegates." When the Appellate Division said that there should be a trial it meant, he added, that justice delayed would be justice denied.

Patrolman Donovan has submitted to court a long list of specifications, which he promised

UFOA Give A Lesson In Humility

(Continued from Page 1)

On Thursday, April 28, returned to New York City was met at the station by second Deputy Fire Commissioner Harry M. Archer, M.D., Department Peter J. Loftis, two representatives of UFOA tenant John Dalton and Lieutenant Frank Martin.

The officers association continuing to render Calder ever assistance he needs. "At least we can do for one members," UFOA president Muesle said this week. Muesle thanked the Department for its cooperation and pointed to the brotherhood of firefighters, which crosses city and state lines.

to prove. Mr. Wolff told the Referee that some of the witnesses he had subpoenaed would be examined in five minutes, but the examination of other witnesses would take a considerable time. He said that the plaintiff's witnesses would take the first day, so that there would be no need for the defense to request an adjournment, as it would bring in its witnesses on the subsequent trial date. After the adjournment was granted, Wolff wanted to begin with opening remarks, to save time, but the Referee decided otherwise.

Dispute Over Terms

The dispute over the terms of the constitution and bylaws office arises from the referendum held at the same time as the Carton and his running mates were elected, last June, when Donovan opposed Mr. Carton for the presidency. The members voted in favor of a two-year term, as against one or three years. However, it was only an election of preference, since the constitution and bylaws the delegates have authorized amend the constitution. The delegates so amended it, to conform to the members' desires, but so two weeks after Mr. Carton and his ticket were installed, Patrolman Donovan's argument that the two-year term, effective July 1 last, meant that from that date on any election would be for a two-year term, and the two-year amendment could be made retroactive. He has consistently charged, ever since the election, that the claims of Carton administration that he was elected for two years were groundless. At the last PBA meeting Mr. Tully was quoted as having informed Mr. Carton that a year term would be invalid for those elected last June.

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PBA Ouster Case Argued in Court

After having heard argument by and received supplementary briefs from counsel in the court proceeding over the legality of the ouster of four members from the Patrolmen's Benevolent Association, Supreme Court Justice Morris Eder, sitting in The Bronx, reserved decision. The four, who were also delegates, are Joel Weinberg, Jack A. Mark, Irvin Fendel and Peter Schneider. They charge that they were tried by a kangaroo court and railroaded out of the PBA. The defendants include President John E. Carton and his fellow-officers.

The resolution to oust them was introduced at the instance of President Carton, who charged that the four had been consistently attacking PBA policies and undermining the Association. The four retorted that they had greatly benefited the PBA by their criticism, had caused reforms to be instituted and that as members and delegates they were entitled to speak freely at PBA meetings.

Criticism Helped Donovan
All four are members of the

Pension Forum, composed of PBA members, who seek reduced rates of pension contributions. The attacks of which Carton complained appeared in the Pension Forum organ, The Blotter. Some attacks, though none of those complained of, had been leveled against Patrolman Raymond Donovan when he was president. Mr. Donovan testified that as a result of the criticism he became a better president.

Attorneys Saul Radin and A. Fay appeared for the defendants. James H. Tully, attorney for the defendants, for a dismissal of the petition on the ground that the PBA itself should have named defendant. The court reserved decision on the petition. Mr. Tully argued that the delegates had a right to elect members who were acting in a manner injurious to the Association and conducting a rival organization to the PBA. He stressed out Patrolman Schneider as a moving spirit of the Pension Forum.