

FRANK CASE ADVANCED.

Supreme Court Will Hear Arguments on Appeal on Feb. 23.

Special to The New York Times.

WASHINGTON, Feb. 1.—The Supreme Court today, in response to a petition from counsel for Leo M. Frank, under sentence of death for the murder of a factory girl in Atlanta in 1913, advanced hearing on his case to Feb. 23. The State of Georgia has assented to this arrangement.

The case as it reaches the Supreme Court is on appeal from the refusal of the District Court in Georgia to grant to Frank a writ of habeas corpus. In the coming proceedings the Supreme Court will hear that on the advice of the trial judge, not only Frank but also his counsel was absent from the court room when the verdict of guilty was rendered, and how a mob in the adjoining street threatened both prisoner and jury. The court will decide whether these circumstances denied the prisoner the "due process of law" guaranteed him by the Federal Constitution.

DEAD LINE FOR BOOKMAKERS

Can't Go Above 42d Street, Inspector Dwyer Tells Them in Raid.

Police Inspector Dwyer, who has made a poolroom raid every other day since Jan. 1, armed eight of his men with sledges and axes yesterday and cut his way through the doors of a house in West Sixtieth Street, between Broadway and Columbus Avenue, where he arrested two of twenty-five men and locked them up in the West Sixty-eighth Street station on the charge of accepting racing wagers.

When the police attacked the door a youth was seen to dash for a nearby telephone booth on Broadway, who, Dwyer surmised, intended to warn those in the house. But Dwyer had prepared for that by sending a policeman to the roof to cut the telephone wire. Bundles of racing sheets and three gambling tables were seized, after which Dwyer lectured the men.

"The dead line for you fellows is Forty-second Street," Dwyer warned them. "If you come across the line again I'll treat you as gangsters and club you out of the district."

He then released all but two of the men. The latter described themselves as Charles Bowman, advertising manager, 300 West Forty-ninth Street, and Robert Dunning, 258 West Fifty-fifth Street, each 40 years old, whom Dwyer charged with operating the place. They were bailed by Dr. James Regan of 19 West Sixtieth Street, who said he was their physician.