

DENY FRANK WRIT OF ERROR

Lawyers Now Appeal Direct to Justice Lamar of Supreme Court.

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ATLANTA, Nov. 20. — The Supreme Court of this State declined today to certify to a writ of error which would have permitted Leo M. Frank to carry his case to the United States Supreme Court.

One other recourse is left to Frank to get his case before that tribunal. He can apply to Justice Joseph R. Lamar of the United States Supreme Court, who acts for this district, for a writ of error. Should Justice Lamar grant the writ, then the case will get on the docket of the Federal Supreme Court, despite the failure of the State Supreme Court to certify the writ.

Attorneys Henry Peeples and Harry A. Alexander left on Friday afternoon for Washington, where they will make application to Justice Lamar for a writ of error. It is expected that they will appear before Justice Lamar some time on Saturday afternoon, and that he will pass upon the petition before Wednesday of next week, the day upon which the remittitur from the State Supreme Court will reach the Fulton Superior Court.

Unless Justice Lamar allows the writ of error before the remittitur from the State Supreme Court comes down, Frank will be arraigned before Judge Ben H. Hill and a new date will be fixed for the execution of the death sentence.

The application for a writ of error was presented to the Justices of the State Supreme Court in Chambers. There was no written opinion by the court.

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