

PRINCE LOSES HIS SUIT FOR DAMAGES

Jury After Long Deliberation
Decides There Is Nothing
Coming to Him.

Twelve jurors in the district court, after an all-night session and an entire day of apparently hopeless wrangling, decided at the last moment that Judge Vivian Prince of Eveleth was not slandered by Morris Stein, a Sparta clothing merchant, and refused to allow Judge Prince's claim for \$1,000 damages.

Early yesterday morning the jurors reported to the court that they were unable to agree. They stood 9 to 3 in favor of the defendant, but had stuck there, and they wanted to give the whole job up. Judge Cant gave them a few instructions, however, and cheered them up a little. They went back, ate a comfortable dinner, and late in the afternoon decided that disagreement was disagreeable, and brought in a verdict for the defendant.

Judge Prince brought suit against Stein because of slanderous statements which he claimed Stein made about him. In the suit it was alleged that Stein accused Judge Prince of holding his arms while Max Greenberg of Sparta stabbed him in the ribs with a knife, and Mrs. Max Greenberg robbed Stein's till of several hundred dollars.

It was claimed that Stein immediately telephoned the news to an Eveleth newspaper, and then went about telling of the alleged affray, and connecting Judge Prince's name with it.

The affair at Stein's clothing store is said to have occurred on the evening of Sept. 14, 1907. It was the result of bad blood between the Greenberg family and the merchant. The Greenbergs figured prominently in the trial, and Mrs. Greenberg was made the subject of several pointed darts, so to speak, on the part of the defense.

Judge Prince's slander suit was first brought into court for trial at the January term. The jury after remaining out two nights and two days, failed to agree.

Most of the evidence in the second trial was similar to that of the first. Stein's attorney endeavored to show that the alleged slanderous words were never spoken, and that even if they had been, they were true.

Just what the jury thought about it, is not known. The judge charged the jurors to determine first whether the slanderous words were used, and if they were, then to determine whether or not the words were true. The jurors found for the defendant, but did not specify on what grounds.

The trial evoked much arraignment of character.