

# Skokie wins order to ban rally Sunday

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## BULLETIN

An effort by the National Socialist Party of America (Nazis) to set aside the injunction preventing its members from marching in Skokie failed on Friday. An appellate court ruling Friday sustained the injunction preventing the Nazis from marching on Sunday, May 1.

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By CHARLENE LOUIS  
Correspondent

SKOKIE HAS won a temporary injunction banning a Nazi group from holding a rally in Skokie Sunday, May 1, but the Nazis have appealed the court order.

The Nazis contend the action of Circuit Court Judge Joseph Wosik Thursday, April 28, based on the belief the

appearance of Nazis would incite violence in the Skokie community, abridges their right of free speech. The appeal will be heard Friday.

Skokie Corp. Counsel Harvey Schwartz said, "For that organization to be put in such a self-righteous position is rather ironic." Schwartz directed the village argument for the injunction during the three-hour hearing before Judge Wosik.

"Whatever the outcome of the fight to keep the Nazis out of Skokie this Sunday," he said, "Nazi leader Frank Collin made it clear on the stand if he cannot come Sunday, he will come later in May. If not then, in June."

The village's witnesses at the hearing included Skokie Mayor Albert Smith; Fred Richter, president of Synagog Council of the Northwest Suburbs; Sol Goldstein, chairman, State of Israel Bonds; and Ronald Lanski.

Collin was the only witness presented for the Nazis by David Goldberger, the American Civil Liberties attorney handling this case for the Nazis.

Skokie Mayor Albert Smith testified there was no question in his mind that the Nazis coming to Skokie was for the purpose of creating a riotous situation.

He said, "The situation in Skokie is unique because we have so many victims of the Nazi holocaust in World War II living here.

"While the right of free speech is important, this right has been abridged when it is not in the public interest. We are not permitted to run into a crowded theater and shout 'fire.' "

According to Smith, Wosik's order agreed that the purpose of the Nazis coming here was to antagonize and excite people to whom the swastika

represents a horrible nightmare. The judge felt it was incumbent on the court to protect the well-being of the community Smith reported.

"Although I am not a lawyer, I hope he's made some case law," Smith said.

Richter said he testified about the many meetings held in the community because of the Nazis' planned appearance. He said discussion culminated a week ago when 120 community leaders passed a resolution that the Nazis should not be allowed in the village.

"I advised the judge of our plans to hold our own freedom rally on Sunday. I reported to him there would be no way to contain our people if the Nazis should come," Richter said.

Goldstein, a survivor of a Nazi concentration camp, told the court about his experience with Nazis. He called the Nazis' scheduled appearance, "a grave and serious threat which could lead to possible tragedy."

The village's action may have been spurred by nearly 100 Jewish survivors of the holocaust who were before the Skokie village board, Monday, April 25, asking that the village take legal action to prevent the Nazis from coming to Skokie.

The group also made it very clear to village officials, if the Nazis came, they were not going to stand still and look away.

Richter told The LIFE: "There is no way this community can desert these survivors and keep its integrity. We won't let these survivors stand there alone again."

If he wins the appeal, Collin has said he expects Skokie authorities and police to protect his group. If they can't, he added, his people will protect themselves.