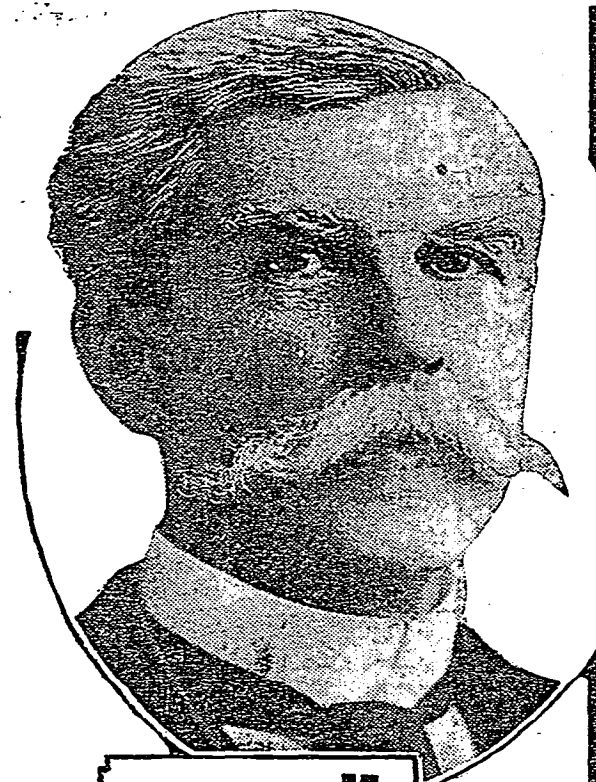


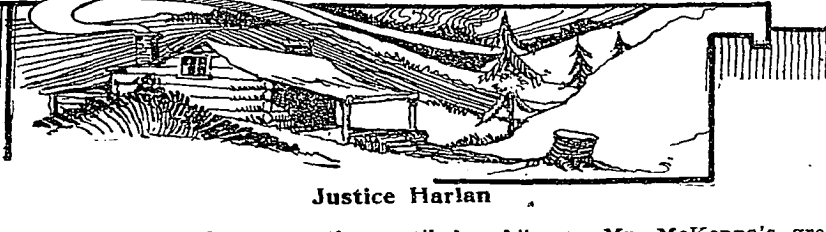
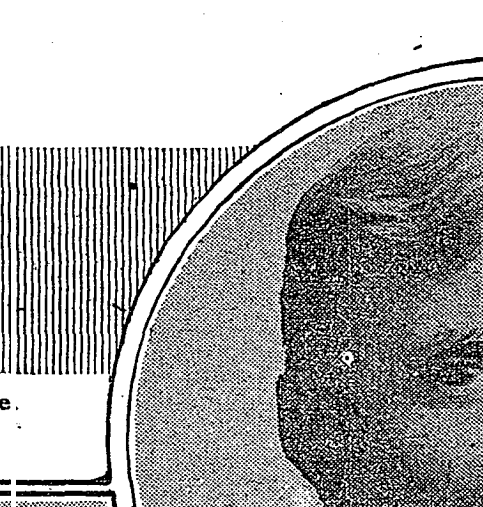
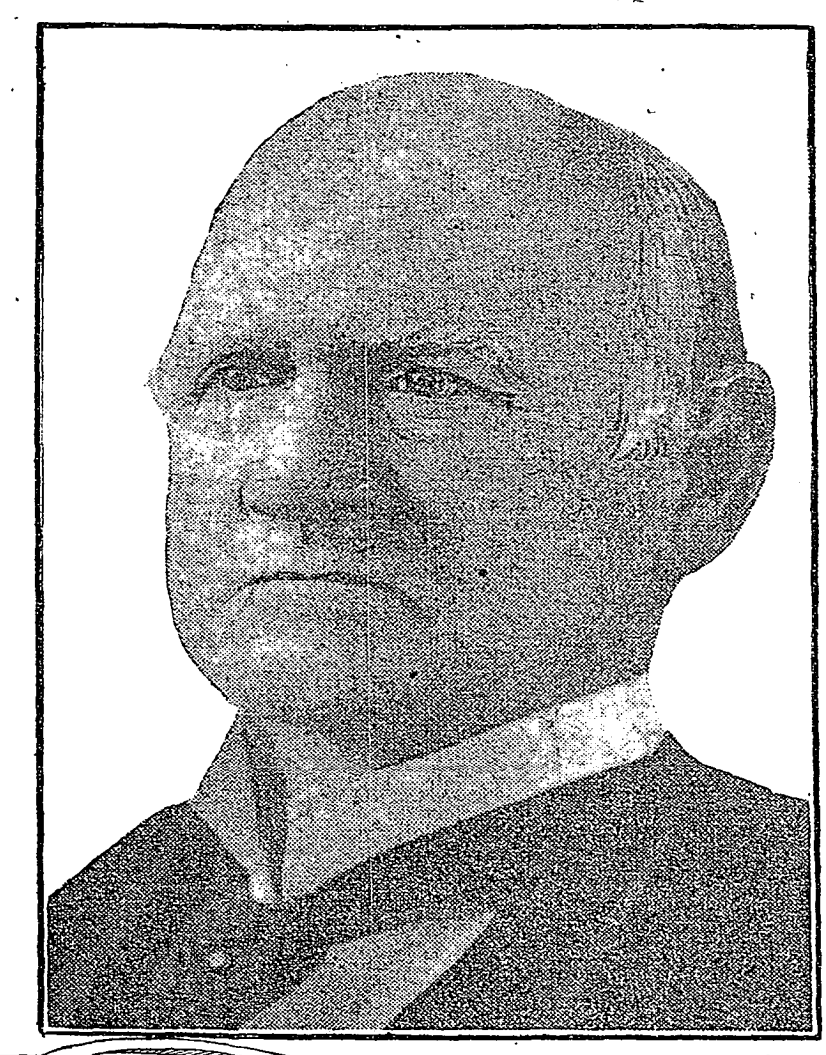
MEMBERS OF THE SUPREME COURT AS HUMAN BEINGS

When Not on the Bench They Are Pretty Much Like Other People--Characteristic Stories About Them.



without hearing a word. As he left the courtroom late in the afternoon, when the stock market had closed, he heard that the petition had been denied, but the announcement, instead of being made from the bench, had been handed to the chief clerk by Chief Justice Fuller, and the former had carefully summoned the newspaper men to his private office and given them the information to be sent to the newspapers. What the lawyer said about the coup would not look well in print.

expression on his face as though he expected to hear a gentle rebuke from that quarter. "So would I," demurely replied Mrs. Holmes, showing the greatest possible faith in the decision of her husband. The pages of the Senate have great respect for Mr. Holmes. "When Mr. Justice White turns loose," remarked one of them recently, "I do not mind him much. But when Justice Holmes gives me a broadside he talks as though he meant it."



By E. J. Edwards. THE Supreme Court of the United States, which is just now very much in the minds of the people, owing to the important questions pending before it and the shifting personnel of the bench, is said to be the most dignified body in the world. It is looked up to by young and old alike as the bulwark of the Republic, and, perhaps, there has grown in the public imagination an exaggerated idea that the members of the court are something more than mere human beings.

than he heard McCreary say from the pile of bed clothes and timber: "You are right, Judge. The next Governor of Kentucky is still in bed." Some of the best stories on Justice Harlan had their origin on the golf course. On one occasion he was playing with a friend who, driving off from the home tee, hit a cow in the mouth with the ball. To his great alarm the ball failed to appear and the friend undertook to make the cow disgorge by pounding it on the back with his driver. The cow, not understanding this treatment, took to its heels across the course and finally dropped the ball on the edge of the green, the hole toward which it was being played. Harlan's opponent holed the ball and calmly awaited the approach of his rival. Justice Harlan finally holed his ball when his friend remarked: "Well, Judge, how many strokes did you take?" "I took eight," replied Mr. Harlan. "Well, I made it in two," said his friend. "You mean thirty-two," replied the Kentuckian. "How's that?" asked his rival. "I counted one for every belt you gave that cow," was the reply.

Justice Moody, bachelor, was sworn in as a member of the court more women of the society set of Washington witnessed the ceremony than had ever before graced the chambers of the Supreme Court on a similar occasion. When his

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As a matter of fact, it can be said without fear of contradiction that while the members of the Supreme Court are always intent upon upholding the dignity of their official office and upon rendering equal and exact justice to all applicants for legal relief, no more human men control the destinies of the Nation and of each individual citizen in it than the present occupants of the Supreme Court bench of the United States. In private life they have their fads and fancies the same as other men, and as exponents of refined wit and humor they can more than hold their own. Some of the stories told of present members of the court serve well to illustrate the fact that while on the bench they may "temper justice with mercy" they have little "mercy" on those who cross their paths outside of the courtroom. Nevertheless, the Justices are not prone to advertise their ability at repartee, and the fact that they rarely ever appear on public occasions, except officially, makes Supreme Court anecdotes a rare jewel among those who relish bon mots.

Justice Harlan's One Great Hobby. If Justice Harlan has only one hobby it is Washington and all it contains. It is said in Washington that no Kentuckian can ask Justice Harlan for an indorsement for any office without getting it. At the present time, Gov. A. E. Willson of Kentucky is the apple of Mr. Harlan's eye, and is nothing would please the Justice better than that the Governor should succeed him upon the Supreme Court bench. Incidentally, Justice Harlan is partial to Kentucky "institutions."



The Court's Real Baseball "Crank." Mr. Justice Day, President Roosevelt's first selection for the Supreme Court, is known as the former under dire protest. If he can possibly arrange to get away, he will shed his judicial robes without further ado, and he himself away to a grand stand seat where he can pass judgment on the chasers of the baseball, rather than on the merits of arguments of lawyers engaged in shadowing the Constitution.

Justice White is the one member of the court who delivers his opinions off-hand. He possesses this faculty to such a degree as to excite the admiration of the entire legal fraternity. It is a common occurrence for the Justice to review the most complicated kind of a lawsuit for fifteen or twenty minutes extemporaneously, and then to connect the main points in the case with the decision of the court in such lucid manner as to be thoroughly convincing. In fact, the extemporaneous announcements of Justice White sound more convincing when delivered than those read by the other Justices. In a somewhat lesser degree, Mr. Justice Holmes has this same faculty.

The Justice of Many Stories. More stories are told about Associate Justice John M. Harlan, the oldest sitting member in point of service, than about all the rest of the court put together. He is recognized in Washington as one of the most human men in public life to-day.

Justice Day. "Why is it, Harlan," he said one day, "that you, who are such a good Presbyterian, have such a horror of death?" Justice Harlan looked at him critically for a moment and replied: "To tell the truth, Peckham, I am afraid I might land in Democratic headquarters after I pass over the river."

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Justice Moody. "As Secretary of the Navy under President Roosevelt, Justice Moody was one of the few civilians to hold that office and his dinner at the same time. Only once during his career did he become seasick. On that occasion he started from Charleston on the Dolphin and stuck it out until midnight. He finally sent for the Captain and told him to put him ashore. The ship was turned into Beaufort Harbor, and Mr. Moody came home by train."

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One night they reached a mountain hamlet on muleback, to find all the beds in the local hotel occupied save one. It was therefore necessary that the two rivals should sleep together. McCreary was a man of average size, while Justice Harlan was a man of gigantic stature. McCreary was first to bed. As Harlan bowed but the light and lay down beside his rival he remarked: "Mac, the next Governor of Kentucky is certainly going to be in this bed tonight."

Another friend of the Justice sent him a case of fine old Kentucky bourbon. Mr. Harlan did not see the friend again until he went to church the following Sunday. After church he hailed the donor with "That was fine." Then, seeming to realize where he was, Justice Harlan added, "The sermon, I mean."

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Just then the slats of the rickety structure gave way and Justice Harlan fell on his head on the floor, while McCreary went down in the midst of the wreck, the collapse of the head and foot boards adding to the general hubbub. No sooner had Mr. Harlan regained his senses, however,

It is said that Justice Harlan has a strong fear of death. Whether the fear actually exists or not, it nevertheless afforded the late Justice Peckham, who was a Democrat, an opportunity to open a conversation along this line with his colleague.

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A few days later the gas company filed a petition for a rehearing. The lawyer, being well acquainted with the decisions of the court, recalled one relating to a Southern water company which seemed to be on all fours with the gas case. To make certain he was right, however, he attended court, intending to use the telephone again if the court decided as he thought it would. He listened all day

Washington lawyer who had been in the habit of playing the stock market on Supreme Court decisions, and he did it in such a neat manner that even the court attaches have not yet been able to figure out whether the Justice knew what was going on or not. They presume, however, that Chief Justice Fuller was using his eyes to a good purpose, and deliberately blocked the game.

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