

Police press false charges against Cincinnati Muslims

By Sidney X

(Special to Muhammad Speaks)

CINCINNATI, Ohio — The Hamilton County Court House witnessed an unusual spectacle last week as polite, well disciplined Muslim followers of The Honorable Elijah Muhammad trooped through its corridors to witness the proceedings in the court room of Judge William R. Matthews of the Hamilton County Common Pleas Court. The occasion was the trial of Brother Brozia X (Joiner), Captain of Muhammad's Temple No. 5 and his wife Sister Carol X (Joiner).

BROTHER Captain and his wife are being tried on charges that they assaulted a Cincinnati Policeman with a deadly weapon — the policeman's own handgun!!

The confrontation began last fall on September 25, 1971 when a member of the Cincinnati Police Department, who identified himself on the witness stand as Bennie Dunaway, says he went to the Muslim home to serve a

warrant on Sister Carol.

The warrant was never presented and Patrolman Dunaway failed to account for its absence. There was an encounter which ensued between the Patrolman and Brother Captain when, reportedly, Brother Captain, upon learning of the purpose of the visit asked the officer to wait a few minutes for Sister Carol (who had just come home from the maternity ward having given birth to a new member of The Nation of Islam) to put on some proper clothes as she was improperly dressed to receive anyone but the immediate members of her family.

The officer, according to witnesses, told Brother Captain he was not going to wait and put his foot through the door and started in, reaching for his gun at the same time.

Brother Captain and Sister Carol say they fought in The Name of Allah, Who came in the Person of Master Fard Muhammad and His Messenger, The Most Honorable Elijah Muhammad,

as best they could to defend themselves against this irresponsible and bigoted disrespect of their family domicile and to save their lives and the lives of their minor children.

During the struggle the officer is reported to have said, "Let me go people or I'll shoot your children."

The residential area where this Muslim family lived on this occasion is known as Winton Terrace. It is the typical federal government-styled, unimaginative type of "low and moderate income" housing project.

The area is constantly patrolled by racist Cincinnati policemen who have been known to harass even the

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MUSLIMS FROM Muhammad's Temple No. 5 leave courthouse in Cincinnati following attendance at trial of Brother Captain Brozia and Sister Carol X (Joiner). Defendants were found guilty of assault with deadly weapon. In unusual, repressive court measure, judge immediately sentenced Capt. Brozia to one - to - five years in Ohio pen, denied him appeal bond and spirited him away before any friends, relatives or attorneys could talk to him. His wife remained 'free' on her recognizance pending pre-sentence investigation. Neither had violated previous recognizance regulations.

Mike Royko

Pulitzer prize columnist sees Angela in 'fine-Black-gal' racist terms

By John Woodford
Editor

men would never stoop to plots or conspiracies against any

motive. Otherwise he's sure that "the American system" of justice will protect Angela

Continued:

Press false charges against Muslims

youngest brothers and sisters who live in the projects.

The attitude of the policemen in this area is "this is niggerville and anything goes on these welfare cheaters."

Three members of the Cincinnati Police Department testified for the prosecution and the prosecution's version of the facts was replete with

inconsistencies and contradictions.

OFFICER DUNAWAY'S relation of the facts on trial conflicted markedly with his previous testimony during the preliminary hearing, although on cross-examination he maintained, nonetheless, that he was telling the truth both times!

Dunaway admitted, that after he had summoned several officers from District Four of the Police Department for help and the Muslims had been subdued and were helplessly in custody, he continued to beat the Muslim woman, knocked her down and kicked her in her stomach.

Another policeman, Patrolman Coleman testified that he also continued to beat Brother Captain with his wooden club after the Captain was unable to fight anymore, his hands and feet being pinioned by five or six policemen.

Brother Captain suffered a broken jaw and cracked teeth; injuries which had not occurred, according to witnesses, when he left the scene of the fray handcuffed in the custody of several policemen in the back of a police van.

He suffered bruises and fractures in his back and rib area and was hospitalized for several months; he underwent two major operations.

Sister Carol was never allowed to dress properly, and the couple's four children were dragged away from the home with little or no clothing on. They were left without either

parent at District Four police station while the parents were taken elsewhere. The officers admitted this under oath.

The children were speedily picked up and cared for by the great Muslim family of Cincinnati, the brothers and sisters of Muhammad's Temple No. 5.

Sister Carol suffered an epileptic seizure, severe injuries to her face and abdomen and was rendered unable to nurse her new born infant further as a result of the encounter with members of the police force. The local press and Chamber of Commerce say this police force is first or second in the country!

But as is the usual pattern in confrontations between this agency — which has a notoriously poor Black/White manpower ratio — and the Black community, Black victims of this "efficient policing" wind up with

permanent injuries, large hospital bills and, for good measure, they are charged with a series of crimes.

Brother Captain and Sister Carol are now charged with assault and, in addition, resisting arrest and assault and battery upon the same policemen who hospitalized them both.

THE CASE proceeded to trial before a jury of twelve whites and one white alternate. At this writing the prosecution has presented his case and has rested. Brother Captain and Sister Carol give all Holy Praise to Almighty God Allah and His Messenger; The Most Honorable Elijah Muhammad that they — unlike many Blacks in this area, who have had similar confrontations with the Police Department — are still alive.

Next week, the defense presents its case.

Continued:

Royko's nastiness

know of none of these conspiracies.

And yet such conspiracies and far more than these mentioned are filling the public's eyes day in and day out. This indicates what kind of journalist is prized by the communications industry.

Royko finds fault with Prof. Davis because she bought several guns. He even implies this action is incriminating.

IN A CITY where the Mayor issues a shoot-to-kill order against suspected looters, where the State's Attorney has taken part in the murder of two young Black men, where police stormtroopers beat peaceful demonstrators during the 1968 Democratic Convention, and where even today the issue of

police brutality against Blacks is a burning issue — in such a city, and in a country whose government is trespassing in foreign countries for the purpose of committing mass murder — in this setting Royko finds the threatened Angela Davis' purchase of a few puny firearms incriminating!

Sorry, Royko. But even the worst white racists will not believe that Prof. Davis has no reason to buy guns. Even they will not buy the tale that Nixon and Reagan are above plotting conspiracies.

Even they know that millions of people the world over would support Angela Davis, even if she looked like you!

MUHAMMAD SPEAKS

MAY 19, 1972

Believers describe Cincinnati

(The following comment is typical of those gathered by reporters from Muslim brothers witnessing the unjust trial of a Cincinnati Muslim family, the victims of a vicious and unprovoked police attack on their home last fall)

THE CITY of Cincinnati is a taught us from the Messenger.

White jury ignores all evidence in Cincinnati trial of Muslims

By Sidney X

(Special to Muhammad Speaks)

CINCINNATI — As reported last week, the case of The State of Ohio vs. Captain Brozia X and Sister Carol X (Joiner) proceeded to a final verdict of guilty in the Hamilton County Court House last week.

THIS UNJUST, illegal and unlawful verdict was returned by an all-white jury and, according to interviews, the jury based its decision on passion and prejudice.

Some members of the jury reportedly said they felt intimidated by the daily presence of the Muslim family of the defendants in the court room.

This result bore witness that Black people cannot expect justice from "the unjust judge." A very reliable informant reports that the presiding judge in this case was heard to say at the conclusion of presentation of the state's case of inconsistent and conflicting statements (reported last week), that if the case was being tried to him without a jury he would

dismiss it right then.

His bailiff told Muslim officials a few days after the verdict that he thought the case would have gone better for the Muslims if they had waived the jury.

These two comments have caused some local legal scholars to make the observation that it is the epitome of hypocrisy to tell a man, on one hand, that he has a constitutional right to a trial by jury and then punish him for not waiving this right if the jury returns a verdict of guilty when the evidence overwhelmingly demonstrates innocence.

THESE SAME scholars observe that the Ohio law puts a duty on the judge in such a case to take the case from the jury and to render proper decision in accordance with the law.

Observers wonder why the judge, after making the above comment, not only failed to do his duty, but heaped undue punishment on Brother Captain by sentencing him immediately and denying him bond pending appeal which is

the customary and fair way of dealing with such matter.

One Muslim was heard to say "and they charge that we are intimidating them — All Praise is due to Allah for The Honorable Elijah Muhammad that we know who they really are!"

In answer to the conflict and inconsistencies of the state's case the defense in a very systematic and scientific manner skillfully presented a case that one white lawyer said was the most impressive parade of witness and eliciting of testimony he had ever witnessed in his long trial career.

The defense case was as follows: Five non-Muslim Black neighbors of the Muslim family testified that they observed the confrontation between the police department and the family; that they saw the policeman reach for his gun and the Muslims reacting to defend themselves; that the gun was never in the hand of the Muslims but always in the hand of the white policeman who was unable to use it; that the Muslims fought to defend themselves even after several additional car loads of police arrived on the scene and joined the fight; that the police subdued the Muslims and finally knocked them to the ground where both the man and the woman were continuously beaten and kicked.

One witness was arrested by the same policeman who kicked Sister Carol in the head and stomach on the ground and charged with disorderly

conduct because she appealed to him to "stop beating that woman."

Brother Captain's son, Ronald X, an 11 year old student of Muhammad's University of Islam No. 5 here in Cincinnati testified how the policeman attacked his family and now only the courage of his father and mother saved the lives of the family.

He substantiated that his mother had just finished nursing her new born baby sister and how most of the family was in bed clothes. He stated that his father asked the policeman to wait just a minute for his mother to get

dressed, how the policeman refused, insisted on entering the home immediately and how the struggle began and ended.

BROTHER MOSES X (PAYNE) testified how: 1) he arrived on the scene with several other members of the Fruit of Islam who knew nothing at this time other than their Captain had been attacked by devil members of the Cincinnati police department who had, reportedly, murdered many a Black resident of Cincinnati, 2) in spite of police guns and orders to stay back, that he

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PERPETRATOR OF ATTACK on Muslim family shown above is Patrolman 'Bennie' Dunaway of the Cincinnati Police Department.

Hear
Mr. Muhammad
Speak on radio

NEW TIME:
SUNDAY

4:00 P.M. to 4:30 P.M.

WEAW

1330 (AM)

EVANSTON-CHICAGO

Continued:

Muslims assaulted

and another brother broke through police lines to go to the side of their Captain to assist him in any way directed, and 3) how Brother Captain's quick thinking averted certain bloodshed when he directed the Fruit of Islam to leave the scene and report to the Minister for instructions. Trial counsel made the point during final argument.

Sister Directress Aldean Pasha, who is also an Attorney at Law, testified that she observed: 1) the state of undress of the Muslim children where they were left by the police without the care of either parent at the District 4 police station; Sister Carol's severe wounds and a seizure triggered by the police's beastly denial of her request to take her medication with her when arrested.

Dr. Braxton Cann, Jr. a prominent Black certified nose

and throat specialist and staff member of several Cincinnati hospitals, said he treated Brother Captain for a broken jaw and teeth, fractures of the rib cage and injuries to the back. He said Captain Brozia was hospitalized for approximately two months and subjected to two major operations.

Brother Minister David Pasha, The Honorable Elijah Muhammad's personal representative in this area explained Brother Captain's responsible past in the local Temple, the justice of the request made to the policeman as being in accord with The Messenger's teachings, clarified the point that Muslims are taught to obey authority especially the laws of this country and that the conduct of the Muslims in this instance was in accordance with these teachings.