

RESENTENCE FRANK TODAY.

Plea to Court May Be Made by Man Convicted as Girl's Slayer.

Special to The New York Times.

ATLANTA, Ga., May 9.—Leo M. Frank will be brought into Judge Ben Hill's courtroom tomorrow morning to be resented for the fourth time to the scaffold for the murder of Mary Phagan.

Judge Hill, as soon as he goes upon the bench, will grant the habeas corpus writ commanding Sheriff Mangum to produce Frank in the courtroom. Neither Frank nor his attorneys would state tonight whether or not he would address the court at the time of his sentence. It is reported, however, that Frank has prepared a plea which he intends to deliver before sentence is passed. Upon the occasion of his last resentencing he made an address to Judge Hill, in which he predicted that truth would eventually prevail, exonerating him, and in which he also branded his conviction a supreme injustice.

The exact hour of Frank's appearance in court will be kept secret in order to prevent the gathering of a great crowd. As soon as he has been resented his attorneys will begin to push the petition for commutation of the death sentence to life imprisonment, which has already been filed with the Prison Commission.

Jim Conley, the negro whose story told so heavily against Frank, and who is serving twelve months' sentence as accessory after the fact to the murder of Mary Phagan, will be freed about the date fixed for Frank's death.

Detectives Lehon, Tedder, Rogers, and Whitfield, who would have worked on the Frank case for W. J. Burns, are to be tried this week for alleged misdemeanor in connection with their investigations.

The trial of the Rev. C. B. Ragsdale and R. L. Barber, who accused Lehon, Tedder, and Arthur Thurman of bribery in the making of alleged false affidavits for the Frank defense, is also set for this week.

The three Burns men were acquitted sometime ago. Ragsdale and Barber are charged with perjury. Ragsdale swore to an affidavit that he overheard two negroes talking and that one of them confessed that he slew Mary Phagan. Barber made an affidavit corroborating Ragsdale and declaring this negro to have been Jim Conley, the accuser of Leo Frank. Ragsdale and Barber retracted these affidavits and swore they were bribed to make them.