

BURNS WILL MEET CHARGES.

Frank Contempt Hearing Deferred Till Friday by Wife's Illness.

Special to The New York Times.

ATLANTA, May 11.—Because of the serious illness of Mrs. W. J. Burns in New York, Judge B. H. Hill has postponed the hearing of the contempt charges against Mr. Burns and his aid, Dan Lehon, until next Friday. Burns and Lehon are accused of sending the negress, Annie Maude Carter, out of Atlanta after they obtained an affidavit from her, in which she alleged that Jim Conley had confessed to her that he killed Mary Phagan. Judge Hill postponed the hearing after reading a telegram which Mr. Burns sent to his attorneys in regard to his wife's illness.

"You may rest assured that I shall be on hand to answer these outrageous charges," he telegraphed.

Judge Hill will hear next Saturday the motion to set aside the verdict against Frank on the ground that he was not in court when the jury announced its verdict. Solicitor General Dorsey will call Frank's attorneys and Judge Roan, who presided at the trial, as witnesses for the State. It was understood that Frank's attorneys waived his presence, and that Judge Roan thought this a wise move because of the feeling manifested.

BOND FOR IMMIGRANT BOY.

Hebrew Aid Society Again Urges That He Be Allowed to Land.

The Secretary of Labor notified the Hebrew Sheltering and Immigrant Aid Society yesterday, in reply to its appeal on behalf of Mrs. Sarah Pogrebensky and her seven-year-old son, who had been ordered deported because he was feeble-minded, that she could land in New York provided a substitute was found to escort the boy back to Samarkand, Turkestan, whence he came.

The manager of the Hebrew Sheltering and Immigrant Aid Society said last night that the organization had sent a second appeal to Washington asking the Secretary of Labor to allow the boy to land with his mother under a bond that he would never become a public charge. The attention of the Secretary was called to the fact that the family had no relatives in Samarkand, their native city, and there was no one the boy could go back to. Mrs. Pogrebensky will remain on Ellis Island until a final answer is received from Washington.

FLEISCHMAN EXONERATED.

Magistrate Discharges Him, but Holds Actress for Trial.

Magistrate Simms in the Yorkville Police Court, discharged yesterday Joseph Fleischman, proprietor of a Turkish bath establishment in West Forty-second Street, who was arrested on the complaint of Mrs. Mattie Lightfoot, an actress of 193 Schermerhorn Street, Brooklyn. The Magistrate held that no blame attached to Mr. Fleischman, but he held Mrs. Lightfoot in \$300 bail for trial in Special Sessions.

The trouble between Fleischman and Mrs. Lightfoot arose last Friday afternoon when there was an encounter between them in the elevator of the building, which contains Fleischman's baths. Fleischman said Mrs. Lightfoot attacked him after she had been rebuked for improper behavior in the baths.