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**ARRESTED AT CITY HALL:** Herbert Callender, at left, chairman of Bronx Chapter of CORE, being led to patrol wagon by Sergeant Dennis Burke. At center is Raymond Woodall, Bronx CORE member who was also arrested. They had attempted unsuccessfully to place Mayor Wagner under citizen's arrest for misappropriation of public funds by allegedly allowing discrimination on city projects.

## CORE Aide Is Sent to Bellevue For Attempt to Arrest Wagner

By THEODORE JONES

Herbert Callender, chairman of the Bronx chapter of the Congress of Racial Equality, went to City Hall yesterday morning to place Mayor Wagner under citizen's arrest and was himself arrested.

The 30-year-old civil rights activist and two other members of the CORE chapter were seeking the Mayor's arrest on charges that he had misappropriated public funds by assertedly allowing racial discrimination on city-sponsored construction projects.

But the three men were unable to confront the Mayor and were seized by the City Hall security police on charges that they were interfering with the operations of Mr. Wagner's office.

Those arrested with Mr. Callender were Raymond Woodall, 27, and John Valentine 27, co-chairmen of the housing committee of Bronx CORE. All three, who were booked on disorderly conduct charges at the Elizabeth Street station house, gave as a home address 1301 Boston Road, the office of the CORE chapter.

### Judge Scores Attempt

Later, the three appeared in Manhattan Criminal Court before Judge Edward D. Calazzo, who advised them to accomplish their goals legally and at the voting polls and referred to the attempted citizen's arrest as "not the way to do it."

The judge then ordered that Mr. Callender be sent to Bellevue Hospital for mental observation. He released Mr. Valentine and Mr. Woodall for a hearing on Aug. 4. The judge told Mr. Callender's attorney, Nathan Mitchell, that the civil rights worker had no reason to have the Mayor arrested.

"Our government is not run by people who take the law into their own hands," Mr. Calazzo declared, "who wish to go off half-cocked, and that's what he's doing. I think he needs a little attention."

Mr. Mitchell replied that Mr. Callender was sane and that the judge's action was "an abuse of your discretion to commit him." The attorney said he would seek a Supreme Court writ to free Mr. Callender.

Twenty CORE members began to demonstrate last night in front of the 30th Street entrance to Bellevue. A spokesman said they planned to con-

tinue their demonstration "indefinitely."

In a statement, Mr. Callender asserted that after seeing many other methods fail, his chapter was "using the law to bring a change in the policies of the public officials who have consistently failed to enforce the laws which they have sworn to uphold."

When he appeared before Judge Calazzo, it was the second meeting within the week. On Monday, the judge had given Mr. Callender a 30-day suspended sentence for his role in a sit-in demonstration at Police Headquarters on March 6.

Mr. Callender had notified the Mayor and police officials early this month that he would attempt to make the citizen's arrest. The Negro CORE worker had served the Mayor last May with a summons on similar charges. That summons was later declared void by a Bronx Supreme Court Judge.

Yesterday morning, while Mr. Callender was telling reporters at City Hall of his intentions, Mayor Wagner walked up the stairs and into the building.

Informed that the Mayor was at work, Mr. Callender and his associates started toward the Mayor's ground-floor office.

### Halted by Police Officer

The men were stopped by Sgt. Dennis Burke, in charge of the police at City Hall who, upon learning their objective, told them he had been advised by the corporation counsel that a citizen's arrest could not be made unless a crime had been committed.

Mr. Burke then asserted "that no crime had been committed" and asked Mr. Callender to leave because he was creating a disturbance. When the CORE leader refused, he and his two associates were arrested.

When informed of the arrests, Mayor Wagner told reporters that he had made no effort to avoid a "direct confrontation" of Mr. Callender.

"I expected him," the Mayor said. "However, he was so busy with you boys that he paid no attention to me."

Under section 183 of the New York State Code of Criminal Procedure, a private person may arrest another for a crime committed or attempted in his presence or when a person has committed a felony, although not in his presence.