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Draft Dodge Case Decision Is Near

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A federal court jury today will decide the fate of Charles Laverne Cabbage, Negro militant on trial for draft evasion.

Cabbage, 24, of 234 Ingle, testified yesterday that he is willing to be inducted into the armed services but said he will not bear arms. "My conscience will not let me," he said. "I feel there are plenty of other people in this country who love to fight and kill and die."

He said he is a conscientious objector but acknowledged that he three times declined to fill out Selective Service forms to apply for this status for himself. He said he declined to do so because only he knows that he is a conscientious objector.

UNDER cross-examination by Asst. U.S. Atty. Henry Klein, Cabbage said he would have to be arrested if sent to Vietnam because he would refuse to fight once he got there.

Cabbage's mother, Mrs. Jessie Cabbage, said her son went through periods of deep depression and couldn't sleep during the early months of 1968 before his induction date, May 10, 1968. She said the assassination of Dr. Martin Luther King Jr. caused him even greater anxiety and depression. She said he would sleep all the time and say things that didn't make sense.

DR. DAVID S. PANKRATZ, of the Tennessee Psychiatric Hospital, said he saw Cabbage in January of last year. He said Cabbage showed evidence of depression and anxiety.

Dr. J. Denis Jackson, Negro psychiatrist of Atlanta, said Cabbage slept on the morning that he was sup-

posed to be reporting for induction, that this was an involuntary thing. "He was resentful and didn't want to go, but the sleep was involuntary."

Cabbage's attorney, Howard Moore Jr. of Atlanta, was attorney for Cassius Clay in his appeal culminating in the recent U.S. Supreme Court reversal of his conviction of charges of refusing to report for draft induction.