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**Protecting Rights—Theirs and Ours**

Judge John C. Emery, Jr. hears a case in Birmingham Municipal court. The local judge-attorney who constantly strives to give a "fair shake" to all who come before him, finds that most of the accused act responsibly. To the left of the bench is Police officer, L. Dehlye Service. Emery shares the bench with his brother Edward.



John Emery, Edward Emery

**Bench**

(Continued from Page 1-A)

They live at 132 Waterfall lane. Edward Emery received his law degree from the University of Michigan in 1955, was admitted to the bar in January, 1956, and joined his brother's law practice.

EDWARD AND Nancy Emery and their three children, Elizabeth, 7; Edward, Jr., 4; and David, one, live at 785 Fairfax, Birmingham.

Absolutely basic to Birmingham court proceedings are the constant attempt to assure the accused a fair trial and the principal that a person is innocent until proven guilty.

Beyond this, John Emery said, is the desire and the attempt to treat each individual case as an individual case.

A CASE—even a traffic ticket—is never "rubber-stamped," he said. Although Birmingham has what the judge regards as a "splendid police department, the arresting officer must prove his case beyond reasonable doubt before decision is given on a traffic violator."

"It's our duty to protect the individual against society as well as to protect society against the individual," he went on.

ONCE FOUND GUILTY, however, the traffic violator is given stiff penalties.

"Our fines are stiff, and steadily increasing," Emery said. "Drunk driving gets a \$100 fine—the heaviest we can give." Reckless drivers, get nicked for \$50.

"We spend a little more time with repeaters," the judge-attorney said; "try to make them see the possible consequences of their offenses."

THE BROTHER team favors the individual approach particularly in the handling of juvenile cases.

They employ the probation system whenever possible. Help and understanding are needed in their dealings with young formative lives.

"What we say now is more important than a jail sentence," said Edward Emery, who has the appearance of someone barely out of his teens.

"We try to make a constructive impression," he went on.

"YET," the older brother added, "We also want to instill a respect for the law in young offenders, and we do jail repeaters."

"We have been very fortunate in not having a serious problem with juvenile delinquency," John Emery said. "Birmingham's juvenile department officers have been doing a wonderful job in handling problem cases with understanding—thus keeping our problem to a minimum."

People in general—even the guilty ones—they find to be fairly reasonable.

"WE TRY to treat them that way, and they usually respond," the elder Emery went on.

Traffic cases—by far the largest in number—are handled on Wednesday mornings. Civil cases come up in Municipal court on the first and third Fridays of the month, state cases on the second and fourth Fridays. Arraignments are the business Monday mornings.

Right on schedule, the cause of justice is served in Birmingham three times a week by two brothers with one goal.

"Out Court Report" next week reports on the court of Bloomfield Hills Justice of the Peace Alva J. Richardson.

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**Dimes**

(Continued from Page 1-A)

W. 14 Mile road, will work with Mrs. Diehl in the organization of the march in Beverly Hills, Birmingham Farms and Franklin.

Betty Hansen, 32140 Sheridan, is in charge of the area from Greenfield to Southfield; Peg Johnson, 18271 Devonshire, Southfield to Evergreen; Jane Wright, 32217 Lusher, Evergreen to Lusher; Marge Smith, 24711 Tudor lane, Franklin; Esther Robbin, 29925 Bristol lane, Birmingham Farms.

The drive, which runs through January, seeks funds to fight crippling birth defects and arthritis as well as polio.

**3 Arrested Here - Appear in Court**

Three women, accused of shoplifting in Birmingham, made their appearances in Oakland county circuit court this week.

Helen M. Bullock, 19, of Pontiac was found guilty of larceny from a building before circuit court Judge Holland. She was put on two years' probation and fined costs.

Annecet Byrd, 30, and Marietta Cummings, 32, both of Detroit, stood mute on similar charges. A plea of not guilty was entered for them. A trial date has not been set.

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