
CANNOT PROSECUTE SOLDIER.

Pennsylvania Supreme Court Protects a Militiaman Who Killed a Man During a Strike.

PHILADELPHIA, April 27.—The Pennsylvania Supreme Court to-day discharged from custody Arthur Wadsworth, a member of the Eighteenth Regiment, National Guard of Pennsylvania, of Pittsburg, who was arrested for shooting and killing William Durham, a union miner, at Shenandoah, Schuylkill County, during the recent anthracite coal strike.

Wadsworth with a detachment of his regiment was guarding the home of a non-union mine worker when Durham was detected approaching the house. He was told to halt, but apparently paid no heed to the command. Wadsworth thereupon shot and killed him. It was afterward shown that Durham was deaf.

Immediately after the shooting the county authorities tried to arrest the soldier. The military officials refused to deliver him over, and the matter was taken to the Schuylkill County Court, which ordered that Wadsworth be turned over to the county officials. An appeal was taken to the Supreme Court, which granted a writ of habeas corpus and released Wadsworth in \$500 bail pending the determination of the suit.

The Supreme Court in its decision to-day makes Wadsworth immune from prosecution on the charge of murder.

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