

## FRANK'S JUDGE IN DOUBT.

Not Convinced in Murder Case, but  
Denies New Trial.

ATLANTA, Ga., Oct. 31.—Leo M. Frank's motion for a new trial for the murder of Mary Phagan, the 14-year-old factory girl, was denied to-day by Judge L. S. Roan of the Fulton County Superior Court. In announcing his decision, Judge Roan said:

"I am not thoroughly convinced either as to the guilt or innocence of the defendant. The jury having passed upon this case and having been convinced by the evidence of his guilt, however, I do not feel disposed to overturn its verdict. I consider it my duty to overrule the motion."

"I am prepared for anything," Frank was quoted as saying after he heard of Judge Roan's decision. "As I have said before, I know nothing about the murder or the murderer."

To-night it was said attorneys for Frank had completed the draft of a bill of exceptions, on which they will continue their fight before the State's highest tribunal. It will embody virtually the same allegations of error as were contained in the motion for a new trial. These included charges of prejudice on the part of two jurors and that several popular demonstrations in and near the courtroom had influenced the verdict. The defense also contended that race prejudice against their client vitiated the trial. The words of Judge Roan in announcing his ruling to-day will be incorporated in the bill.

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