

# Release on Bail Sought for 13 Muslims

Counsel for 13 men arrested as the result of a scuffle between police and members of the Black Muslims sect requested County Court Judge Harry L. Rosenthal yesterday to consider their release on bail.

Following a conference among Asst. Dist. Atty. Leon Armer, Reuben K. Davis, the defense lawyer, and himself, Judge Rosenthal said he would consider setting bail at \$500 each for seven Rochester defendants if they were "bona fide" local residents and had no previous serious violations. Asked about bail for the six defendants from Buffalo, Judge Rosenthal re-

plied, "I want to get some further information on them."

Although today is a legal holiday, Lincoln's Birthday, Judge Rosenthal said he told Armer and Davis he would be on hand for possible further consideration of bail.

Yesterday the 13 pleaded not guilty to one count of riot and two of counts of third degree assault. Judge Rosenthal adjourned the cases until next Monday.

The riot charge alleges that the defendants threatened and attempted to assault Patrolmen John Hunt and Anthony D'Angelo "by attempting to throw (them) down a

stairway, and by seizing, striking and beating . . . (them)." Police said two officers were investigating a report that a man with a gun was at 304 North St., where the Muslims were holding a meeting on Jan. 6. D'Angelo and Hunt said they were injured when a group of men pinned them to the wall to prevent them from reaching the second floor meeting.

The possibility of releasing local defendants on \$500 bail appeared to stem from the release on \$500 bail of two other defendants named in the same indictment, Donnel Oliver, 23, of 81 Portland

Ave., and Goldstein Small, 34, of 80 Atlantic Ave.

Three other men named in the indictment did not appear in court yesterday. Those who pleaded not guilty yesterday were: Waymon Brown, 24, of 182 Troup St.; Tyrone Dash, 18, of 29 Favor St.; Herman Easton, 24, of 16 Gordon Park; Elmer Grant, Buffalo; Waddell Johnson, 19, of 30 Vienna St.; Alfonso McKinney, 25, of 65 Hanover St.; Ariel Pagan, 26, of 679 Lake Ave.; Howard Queen, 25, of 14 Thomas St., and Jeff Moore, Stanley Robinson, Benjamin Whittaker, Willie Walker, and Robert James X. Williams, 26, all of Buffalo.