

# JURY DISAGREES IN COPPER CASE

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**44-Hour Argument Over Fate of  
Robertson, Accused of Complic-  
ity in Theft, Unavailing.**

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**DISCUSSION SO BITTER  
JURYMEN ARE AT OUTS**

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**Won't Serve Together in Later  
Action—New Trial Next  
Week.**

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For 44 hours the Robertson case jury in Judge Fesler's division of district court had the case under consideration, and when no possible chance remained for an agreement, they returned into court at noon yesterday and so informed Judge Fesler, who then directed that a mistrial be entered on the records. The case will be called up for another trial early next week, according to County Attorney Greene.

During the long period of deliberation, the discussion waxed acrimonious among some of the jurors. On the final ballot, 10 of the panel voted for conviction and two for acquittal.

As evidence of the strained relations which existed between the majority and minority of the panel, two of the former, when presented as veniremen in another case on trial before District Judge Ensign, asked the court to excuse them from service. The reason for this request was not given at the time, but later it developed that they objected to serving on the same panel where one of the jurors who had voted for acquittal in the Robertson case already had been accepted. By consent of attorneys engaged in the case, the requests were granted.

## **\$3,000 Theft Charged.**

George K. Robertson is charged with complicity in the theft of \$3,000 worth of copper anodes from a car of the Northern Pacific Railway company. He was employed as a switchman by the company, and is alleged to have aided in "spotting" the car of metal near the yard of the Duluth Iron & Metal company, where the copper was stolen by Zigmund Zalk, foreman of the latter concern. The latter confessed to participation in the theft and testified as a witness for the state in the Robertson case.