A damage suit for \$7,500 was brought for trial in Judge H. A. Dancer's division of district court yesterday, it being the case of Joe Popkin against Dr. M. S. Hirschfield. Rosa Popkin died Dec. 20, 1916. The girl died of diphtheria, according to the complaint, and the father alleges that the doctor was negligent in not taking a culture of her throat when there had been two cases of.

diptheria in the house, of which he claims the physician was aware.

PHYSICIAN SUED BY PARENT.