

York City. Thus, 77% of the persons then employed were residents of the City of Newark, 17% were residents of Essex County or its environs, and 6% were New York City residents.

More recent statistics disclose that as of December 12, 1965 there were 55 persons employed by the UCC, of whom 44, or 80%, reside in the City of Newark; 5, or 9%, reside in Essex County; 4, or 7½%, reside in the metropolitan area of New Jersey; and 2, or 3½%, reside in New York City.

An examination of the Bernstein list, Exhibit #10 appendix to the committee report, reflects that it is not confined to employees of the UCC. The list contains 36 names, of which 12 are employees of UCC, and the remaining 24 are employees of the Pre-School Council.

In addition, there are several errors in the addresses as they appear on the Bernstein list. For example, Emil Hirschoff is listed as residing in Valley Forge, Pennsylvania; Malachi D. Rountree is listed as residing in East Orange; Dominick Pitrelli is listed as residing in Bloomfield, New Jersey; Donald Wendell is listed as residing in New Haven, Connecticut. The personnel roster provided the council lists each of these men as residing in Newark, New Jersey. Each employee was available to the committee as a witness. None of them was called. Attached to the Appendix as Exhibits XVII, XVIII, XIX and XX are statements from each man certifying to his residence in Newark, New Jersey. With respect to Wendell, it should be noted that the Bernstein list is dated September 13, 1965. While Wendell previously resided in New Haven, Connecticut at the time of the exhibit and of the hearing and for some time prior thereto, he has resided in the City of Newark.

The report states that the list relied upon is a "partial listing" of employees of UCC. No explanation is offered as to why the Committee relied upon a "partial list" when a complete list of UCC employees had been made available. It seems strange to rely upon such an obviously inadequate and incomplete document to support a "factual determination" that a systematic plan to exclude Newark residents from employment with UCC had been put into effect, when the entire list of UCC employees was provided.

Of similar interest is the failure of the report to indicate why the "partial listing" was confined to the combination of some UCC and some Pre-School Council employees. Included in the same material provided the council committee, and enjoying the same relationship to UCC as did the Pre-School Council, was a list of persons employed in the Queen of Angels Remediation Project, Project Pre-High School Head Start (Seton Hall University), Project Head Start (Newark Board of Education), and Youth Chance (Mt. Carmel Guild). In the lists of employees for each of these agencies we find persons in key jobs from cities other than Newark, such as Irvington, Maplewood, Livingston, Hillside, Nutley, Bloomfield, other New Jersey cities, and Potsdam, N.Y.

Part of the data provided the council committee included material prepared by the Newark Board of Education with respect to the Project Head Start in which approximately 18%, 10 out of 55 of the cafeteria workers employed were non-residents of Newark. No less significant with respect to hiring of non-residents of Newark was the testimony of Dr. Mildred Groder, Administrator of Project Head Start (Newark Board of Education) when she was questioned as to the utilization of Newark people in this program (exhibits 13, pp. 28-39):

"Mr. GOODMAN. As I understand it this was a municipally operated program?"

"Dr. GRODER. Board of Education sponsored."

"Mr. GOODMAN. In other words, administered and handled by Newark employees?"

"Dr. GRODER. That's correct."

"Mr. GOODMAN. And you feel that such a program as you conducted this summer should be handled by professionals?"

"Dr. GRODER. Well, I certainly think if we are going to give the proper education to our boys and girls we should have as many highly qualified people in our schools as we can."

"Mr. GOODMAN. Do you feel that such qualified people, if there are such qualified people in Newark, can handle such programs?"

"Dr. GRODER. Employed by Newark?"

"Mr. GOODMAN. Employed by Newark and who live in Newark as well, and who can handle such programs."

"Dr. GRODER. Well, all of our teachers don't live in Newark. You realize that we can't do this by state law you know."