

COLORED MAN SUES RESTAURANT KEEPER

CLAIMS DAMAGES AS A RESULT OF WAITERS REFUSING TO SERVE HIM FOOD.

Charles Walker, colored, Detroit, has commenced suit by summons against Jack Yost of this city, on a plea of trespass on the case, claiming \$1,000 damages, it being alleged defendant or defendant's agents and servants having refused to serve the plaintiff with food. The Jack Yost referred to is the proprietor of a restaurant on West Front Street in this city, known as the "City Restaurant."

According to the declaration, Walker was in the city of Monroe on March 18, on his way from Ridgeway, O., to Detroit; that he entered the place at 1:30 a. m. or thereabouts and requested defendant or defendant's servants who were then and there waiting on patrons, to serve him with food. He was willing and able to pay for his lunch or meal and that there was nothing about plaintiff's appearance to warrant discrimination against him or to warrant any refusal on the part of the defendants or his agents, to serve the plaintiff.

The declaration further charges that the defendant did not have in charge of said restaurant only courteous and competent servants, but on the contrary, the defendant's agents then and there in charge, refused to serve plaintiff with food and was a gruff and ill mannered person and was so towards plaintiff; that the defendant or through his agents refused to permit plaintiff to eat in said restaurant and refuse to sell any thing to plaintiff, and also refused to sell plaintiff anything to take away with him, so that he might eat outside, said person who refused to serve plaintiff as above mentioned, then and there stating to plaintiff that the management of said restaurant did not cater to "colored people."

Plaintiff claims as the result of defendant's breach of duties and the defendant's violation of the statute, he was deeply wounded and suffered great mental anguish; that he was forced to remain without sustenance for a period of 24 hours; that his good reputation will suffer greatly by reason of his friends' knowledge of defendant's discrimination against him.

The declaration is signed by Otto Wismer, an attorney of Detroit.