

203 U. S. Cases Disposed of Without Consideration by the Court.

peals for the Second Circuit denied. *Mr. C. Walter Artz* for petitioner. *Mr. Wm. Waldo Hyde* and *Mr. Arthur L. Shipman* for respondent.

No. 521. CHARLES THORLEY, PETITIONER, *v.* THE PABST BREWING COMPANY. December 24, 1906. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. Wm. F. Sheehan* and *Mr. Joseph Fettretch* for petitioner. *Mr. A. S. Gilbert* for respondent.

CASES DISPOSED OF WITHOUT CONSIDERATION BY
THE COURT FROM OCTOBER 8 TO DECEMBER 24,
1906.

No. 61. ROBERT A. MILLER, AS SPECIAL MASTER, ET AL., PLAINTIFFS IN ERROR, *v.* NORTHERN ASSURANCE COMPANY. In error to the District Court of the United States for the District of Porto Rico. October 9, 1906. Dismissed, per stipulation, on motion of *Mr. Frederic D. McKenney* for the defendant in error. *Mr. Fritz von Briesen* for plaintiffs in error. *Mr. Frederic D. McKenney* and *Mr. F. H. Dexter* for defendant in error.

No. 95. AMERICAN RAILROAD COMPANY OF PORTO RICO, PLAINTIFF IN ERROR, *v.* JUAN MATIAS FERNANDEZ. In error to the District Court of the United States for the District of Porto Rico. October 9, 1906. Dismissed with costs, on motion of *Mr. Frederic D. McKenney* for the plaintiff in error. *Mr. Frederic D. McKenney*, *Mr. J. S. Flannery* and

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Mr. F. H. Dexter for plaintiff in error. No appearance for defendant in error.

No. 5. THE NEWPORT NEWS AND OLD POINT RAILWAY AND ELECTRIC COMPANY, PLAINTIFF IN ERROR, *v.* HAMPTON ROADS RAILWAY AND ELECTRIC COMPANY ET AL. In error to the Supreme Court of Appeals of the State of Virginia. October 9, 1906. Dismissed with costs, on motion of counsel for the plaintiff in error. *Mr. S. Gordon Cumming* and *Mr. Fred Harper* for plaintiff in error. *Mr. R. G. Bickford* for defendants in error.

Nos. 161 and 162. THE ALLIANCE GAS AND ELECTRIC COMPANY, APPELLANT, *v.* THE CITY OF ALLIANCE. Appeals from the Circuit Court of the United States for the Northern District of Ohio. October 9, 1906. Dismissed with costs, on motion of counsel for the appellant. *Mr. William B. Sanders* for appellant. No appearance for appellee.

No. 183. THE COVINGTON AND CINCINNATI BRIDGE COMPANY, PLAINTIFF IN ERROR, *v.* THE CITY OF COVINGTON. In error to the Court of Appeals of the State of Kentucky. October 9, 1906. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. S. D. Rouse* for plaintiff in error. No appearance for defendant in error.

No. 203. OKLAHOMA GAS AND ELECTRIC COMPANY, PLAINTIFF IN ERROR, *v.* MYRTLE LUKERT. In error to the Supreme Court of the Territory of Oklahoma. October 9, 1906. Dis-

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missed, per stipulation. *Mr. D. T. Flynn* and *Mr. C. B. Ames* for plaintiff in error. *Mr. Chester Howe* for defendant in error.

No. 22. UNION PACIFIC RAILROAD COMPANY, APPELLANT, v. ROBERT O. FINK, TREASURER, ETC., ET AL. Appeal from the Circuit Court of the United States for the District of Nebraska. October 9, 1906. Dismissed with costs, on motion of *Mr. Maxwell Evarts* for the appellant. *Mr. Maxwell Evarts* and *Mr. John N. Baldwin* for appellant. *Mr. Norris Brown* for appellees.

No. 23. CHICAGO, BURLINGTON AND QUINCY RAILWAY COMPANY, APPELLANT, v. A. F. CARLSON ET AL. Appeal from the Circuit Court of the United States for the District of Nebraska. October 9, 1906. Dismissed with costs, on motion of *Mr. Maxwell Evarts* in behalf of counsel for the appellant. *Mr. Charles J. Greene* and *Mr. R. W. Breckenridge* for appellant. *Mr. Norris Brown* for appellees.

No. 452. GEORGE D. COLLINS, PLAINTIFF IN ERROR, v. THOMAS F. O'NEIL, SHERIFF OF THE CITY AND COUNTY OF SAN FRANCISCO, CAL. ET AL. In error to the Superior Court of the city and county of San Francisco, State of California. October 9, 1906. Docketed and dismissed with costs, on motion of *Mr. William Hoff Cook* for the defendant in error. No one opposing.

No. 39. C. W. BUSTER ET AL., APPELLANTS, v. J. GEORGE WRIGHT, UNITED STATES INDIAN INSPECTOR, ET AL. Appeal

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from the United States Circuit Court of Appeals for the Eighth Circuit. October 17, 1906. Dismissed with costs, pursuant to the tenth rule. *Mr. Wm. T. Hutchings* for appellants. *The Attorney General* for appellees.

No. 20. WILLIAM J. GALLAGHER, PLAINTIFF IN ERROR, *v.* THE PEOPLE OF THE STATE OF ILLINOIS. In error to the Supreme Court of the State of Illinois. October 22, 1906. Dismissed with costs, pursuant to the tenth rule. *Mr. Charles H. Soelke* for plaintiff in error. *Mr. Erasmus C. Lindley* for defendants in error.

No. 65. JAMES VAN BUREN, APPELLANT, *v.* P. F. HENNESSEY, TESTAMENTARY EXECUTOR, ETC., ET AL. Appeal from the Circuit Court of the United States for the Eastern District of Louisiana. October 24, 1906. Dismissed with costs, pursuant to the tenth rule. *Mr. Branch K. Miller* for appellant. *Mr. William J. Hennessey* for appellees.

No. 348. JULIAN CASTILLO SLAUGHTER ET AL., APPELLANTS, *v.* CECILE R. LOEB, EXECUTRIX, ETC. Appeal from the Court of Appeals of the District of Columbia. October 29, 1906. Dismissed with costs, on motion of *Mr. Charles L. Frailey* in behalf of counsel for the appellants. *Mr. Wilton J. Lambert* for appellants. No appearance for appellee.

No. 274. WILLIAM F. HOLTZMAN ET AL., APPELLANTS, *v.* IRWIN B. LINTON, EXECUTOR, ETC. Appeal from the Court

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of Appeals of the District of Columbia. November 5, 1906. Dismissed with costs, on motion of counsel for appellants. *Mr. A. S. Worthington* and *Mr. E. Hilton Jackson* for appellants. *Mr. Irwin B. Linton* and *Mr. J. Altheus Johnson* for appellee.

No. 4, Original. THE UNITED STATES, COMPLAINANT, *v.* THE STATE OF MICHIGAN. November 19, 1906. Dismissed, on motion of *The Solicitor General* for the complainant. *The Attorney General* for complainant. *Mr. Horace M. Oren* and *Mr. Charles A. Blair* for defendant.

No. 113. STEPHEN R. WIGHTMAN, PLAINTIFF IN ERROR, *v.* THE STATE OF CONNECTICUT. In error to the Supreme Court of Errors of the State of Connecticut. December 3, 1906. Dismissed with costs, per stipulation. *Mr. Samuel Park* for plaintiff in error. *Mr. H. A. Hull* for defendant in error.

No. 205. THE CHICAGO, ROCK ISLAND AND PACIFIC RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* D. ROY MUMFORD. In error to the Supreme Court of the State of Iowa. December 3, 1906. Dismissed with costs, on authority of counsel for the plaintiff in error. *Mr. Robert Mather* for plaintiff in error. *Mr. N. D. Ely*, *Mr. Arthur G. Bush* and *Mr. Charles F. Wilson* for defendant in error.

No. 135. SAM LEE ET AL., APPELLANTS, *v.* HERBERT E. ELLIS. Appeal from the Supreme Court of the Territory of

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Oklahoma. December 10, 1906. Dismissed with costs, pursuant to the tenth rule. *Mr. S. H. Harris* for appellants. *Mr. Fred Beall* for appellee.

No. 336. ALBERT T. PATRICK, PLAINTIFF IN ERROR, *v.* THE PEOPLE OF THE STATE OF NEW YORK. In error to the Court of General Sessions of the Peace for the County of New York. December 13, 1906. Dismissed with costs, on motion of *Mr. William Lindsay* for the plaintiff in error. *Mr. William Lindsay* for plaintiff in error. No appearance for defendants in error.

No. 524. PETRONA DEL CARMEN GONZALEZ RESTO, APPELLANT, *v.* PETRONA RESTO Y NEGRÓN ET AL. Appeal from the Supreme Court of Porto Rico. December 17, 1906. Docketed and dismissed with costs, on motion of *Mr. Perry Allen* for the appellees. No one opposing.

No. 529. RICHARD HYNES, APPELLANT, *v.* LEO V. YOUNG-WORTH, UNITED STATES MARSHAL, ETC.; and No. 530. A. H. HEDDERLY, APPELLANT, *v.* LEO V. YOUNG-WORTH, UNITED STATES MARSHAL, ETC. Appeals from the Circuit Court of the United States for the Southern District of California. December 24, 1906. Docketed and dismissed with costs, on motion of *The Solicitor General* for the appellee. No one opposing.