

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

Appeals for the Third Circuit denied. *Mr. John G. Johnson, Mr. Reynolds D. Brown and Mr. Malcolm Lloyd, Jr.*, for petitioners. *Mr. John O. H. Pitney* for respondents.

No. 777. ARTHUR McMULLEN, PETITIONER, *v.* THE O'ROURKE ENGINEERING CONSTRUCTION COMPANY. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *Mr. Livingston Gifford* and *Mr. J. Edgar Bull* for petitioner. No appearance for respondent.

No. 779. THE UNITED STATES, PETITIONER, *v.* THE BUEHNE STEEL WOOL COMPANY. June 1, 1908. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Second Circuit denied. *The Attorney General, The Solicitor General and Mr. Assistant Attorney General Sanford* for petitioner. *Mr. Albert H. Washburn* for respondent.

No. 412. RUMFORD CHEMICAL WORKS, PETITIONER, *v.* HYGIENIC CHEMICAL Co. June 1, 1908. Order denying petition for writ of certiorari set aside and writ of certiorari to the United States Circuit Court of Appeals for the Third Circuit granted. *Mr. Philip Mauro* for petitioner. *Mr. Willard Parker Butler* for respondent.

CASES DISPOSED OF WITHOUT CONSIDERATION BY THE COURT, MAY 18 AND JUNE 1, 1908.

No. 398. B. PENDLETON FERRIDAY ET AL., APPELLANTS, *v.* THE MIDDLESEX BANKING COMPANY ET AL. Appeal from the

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Circuit Court of the United States for the Western District of Louisiana. May 18, 1908. Dismissed with costs. *Mr. Wade R. Young* for appellants. *Mr. H. R. Boyd* and *Mr. Edgar H. Farrar* for appellees.

No. 387. SUCRERIE CENTRALE "COLOSO" DE PORTO RICO, PLAINTIFF IN ERROR, *v.* JOSE FRANCISCO ESTEVES. In error to the District Court of the United States for Porto Rico. May 18, 1908. Dismissed with costs, on motion of *Mr. Frederic D. McKenney* for the plaintiff in error. *Mr. Francis H. Dexter* and *Mr. Frederic D. McKenney* for plaintiff in error. No appearance for defendant in error.

No. 526. BERNARR MACFADDEN, PLAINTIFF IN ERROR, *v.* THE UNITED STATES. In error to the District Court of the United States for the District of New Jersey. May 18, 1908. Dismissed on motion of counsel for plaintiff in error. *Mr. Alan H. Strong*, *Mr. Henry M. Earle* and *Mr. John C. Gittings* for plaintiff in error. *The Attorney General* for defendant in error.

No. 676. CITIZENS' NATIONAL BANK OF LOUISVILLE, APPELLANT, *v.* S. W. HAGER, AUDITOR OF PUBLIC ACCOUNTS OF THE STATE OF KENTUCKY ET AL. Appeal from the United States Circuit Court of Appeals for the Sixth Circuit. May 18, 1908. Dismissed with costs on motion of counsel for the appellant. *Mr. James P. Helm* for appellant. *Mr. James Breathitt* for appellees.

Nos. 802, 803 and 804. HARRY B. MULFORD, PLAINTIFF IN ERROR, *v.* THE UNITED STATES. In error to the Supreme Court

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of the Philippine Islands. June 1, 1908. Motion to docket and dismiss granted. *The Attorney General* and *The Solicitor General* for defendant in error. No one opposing.

No. 805. QUINTIN GONZALES, PLAINTIFF IN ERROR, *v.* THE UNITED STATES; No. 806. GERTRUDIS MONTINOLA, PLAINTIFF IN ERROR, *v.* THE UNITED STATES; No. 807. GERTRUDIS MONTINOLA, PLAINTIFF IN ERROR, *v.* THE UNITED STATES; No. 808. JOAQUIN CELIS, PLAINTIFF IN ERROR, *v.* THE UNITED STATES; No. 809. JOAQUIN CELIS, PLAINTIFF IN ERROR, *v.* THE UNITED STATES; and No. 810. C. W. NEY ET AL., PLAINTIFFS IN ERROR, *v.* THE UNITED STATES. In error to the Supreme Court of the Philippine Islands. June 1, 1908. Docketed and dismissed on motion of *Mr. Solicitor-General Hoyt* for the defendant in error. *The Attorney General* and *The Solicitor General* for defendant in error. No one opposing.

No. 811. SOL. COHN, PLAINTIFF IN ERROR, *v.* THE STATE OF TENNESSEE; No. 812. WM. HARTMAN, PLAINTIFF IN ERROR, *v.* THE STATE OF TENNESSEE; and No. 813. CHARLES PERKINS ET AL., PLAINTIFFS IN ERROR, *v.* THE STATE OF TENNESSEE. In error to the Supreme Court of the State of Tennessee. June 1, 1908. Docketed and dismissed with costs, on motion of *Mr. Charles T. Cates, Jr.*, for the defendant in error. *Mr. Charles T. Cates, Jr.*, for defendant in error. No one opposing.

No. 814. PEDRO ROMERO, APPELLANT, *v.* CARLOS LE BRUN ET AL. Appeal from the District Court of the United States for Porto Rico. June 1, 1908. Docketed and dismissed with costs, on motion of *Mr. George H. Lamar* for the appellees. *Mr.*

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George H. Lamar and Mr. N. B. K. Pettingill for appellees. No one opposing.

No. 458. *MIGUEL GUERRA, PLAINTIFF IN ERROR, v. CARLOS CONDE.* In error to the District Court of the United States for Porto Rico. June 1, 1908. Dismissed with costs, on authority of counsel for plaintiff in error and on motion of *Mr. Frederic D. McKenney*, for the defendant in error. *Mr. Thomas D. Mott, Jr.*, for plaintiff in error. *Mr. Frederic D. McKenney* and *Mr. Francis H. Dexter* for defendant in error.

No. 7, Original. *Ex parte: IN THE MATTER OF WILLIAM O'GORMAN, JR., PETITIONER.* June 1, 1908. Petition for writ of mandamus dismissed on motion of counsel for petitioner. *Mr. E. B. Whitney* for petitioner.

No. 314. *ALFRED BERGFELDT, PLAINTIFF IN ERROR, v. THE STATE OF WASHINGTON.* In error to the Supreme Court of the State of Washington. June 1, 1908. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. Harold Preston* for plaintiff in error. No appearance for defendant in error.

No. 369. *THE J. C. TURNER CYPRESS LUMBER COMPANY OF NEW JERSEY AND NEW YORK, PLAINTIFF IN ERROR, v. SEABOARD AIR LINE RAILWAY.* In error to the Circuit Court of the United States for the Southern District of Florida. June 1, 1908. Dismissed with costs, on motion of counsel for the plaintiff in error. *Mr. H. Bisbee* and *Mr. George C. Bedell* for plaintiff in error. *Mr. J. C. Cooper* and *Mr. H. A. Herbert* for defendant in error.

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No. 436. SAMUEL BURAK, APPELLANT, *v.* MILO D. CAMPBELL, UNITED STATES MARSHAL, ETC. Appeal from the District Court of the United States for the Eastern District of Michigan. June 1, 1908. Dismissed with costs, on motion of counsel for appellant. *Mr. Bernard B. Selling* for appellant. *The Attorney General* for appellee.

No. 460. THE MILWAUKEE RUBBER WORKS COMPANY, PETITIONER, *v.* THE RUBBER TIRE WHEEL COMPANY. On writ of certiorari to the United States Circuit Court of Appeals for the Seventh Circuit. June 1, 1908. Dismissed per stipulation. *Mr. John C. Spooner, Mr. Charles Quarles* and *Mr. J. L. Bishop* for petitioner. *Mr. Augustine L. Humes* for respondent.

No. 712. NATIONAL BANK OF KENTUCKY, OF LOUISVILLE, APPELLANT, *v.* FRANK P. JAMES ET AL. Appeal from the Circuit Court of the United States for the Eastern District of Kentucky. June 1, 1908. Dismissed with costs, on motion of counsel for the appellant. *Mr. Alexander Pope Humphrey* for appellant. No appearance for appellees.