

PER CURIAM OPINIONS DELIVERED BY THE
SUPREME COURT OF THE UNITED STATES
FROM OCTOBER 12, 1908, TO FEBRUARY 23,
1909.

BILIK *v.* STRASSHEIM, SHERIFF OF COOK COUNTY,
ILLINOIS.

APPEAL FROM THE CIRCUIT COURT OF THE UNITED STATES FOR
THE NORTHERN DISTRICT OF ILLINOIS.

No. 445. Motion to dismiss or affirm.—Submitted October 13, 1908.—De-
cided October 19, 1908.

Appeal from judgment of Circuit Court, denying petition for writ of
habeas corpus where petitioner was held under process of the state
court, dismissed for want of jurisdiction. There was no certificate
of probable cause for allowing the appeal as required by the act of
March 10, 1908, c. 76, 35 Stat. 40.¹

Mr. Francis E. Hinckley and *Mr. S. S. Gregory* for appellant.

Mr. John J. Healy, State Attorney, *Mr. Erasmus C. Lindley*
and *Mr. James J. Barbour* for appellee.

Per Curiam: Dismissed for want of jurisdiction.

¹The act in question is as follows:

CHAP. 76.—An Act Restricting in certain cases the right of appeal
to the Supreme Court in *habeas corpus* proceedings.

*Be it enacted by the Senate and House of Representatives of the Uni-
ted States of America in Congress assembled*, That from a final decision
by a court of the United States in a proceeding in *habeas corpus* where
the detention complained of is by virtue of process issued out of a state
court no appeal to the Supreme Court shall be allowed unless the United
States court by which the final decision was rendered or a justice of the
Supreme Court shall be of opinion that there exists probable cause for
an appeal, in which event, on allowing the same, the said court or jus-
tice shall certify that there is probable cause for such allowance.

Approved, March 10, 1908, 35 Stat. 40.