

Cases Disposed of Without Consideration by the Court. 220 U. S.

for a writ of certiorari to the Circuit Court of the United States for the Eastern District of Pennsylvania denied. *Mr. A. Parker Smith* for the petitioner. *The Attorney General, The Solicitor General* and *Mr. Edwin P. Grosvenor* for the respondents.

CASES DISPOSED OF WITHOUT CONSIDERATION BY THE COURT FROM FEBRUARY 21 TO MAY 29, 1911.

No. 352. THE UNITED STATES, PLAINTIFF IN ERROR, *v. Thomas Franklin*. Error to the Circuit Court of the United States for the Southern District of New York. February 27, 1911. Dismissed, on motion of *Mr. Solicitor General Lehmann* for the plaintiff in error. *The Attorney General* for the plaintiff in error. *Mr. S. T. Ansell* for the defendant in error.

No. 926. M. G. SAMUELS, APPELLANT, *v. Charles A. Read, Trustee in Bankruptcy of A. Landsberger, Bankrupt*. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit. February 27, 1911. Docketed and dismissed with costs, on motion of *Mr. E. C. Brandenburg* for the appellee. *Mr. E. C. Brandenburg* for the appellee. No one opposing.

No. 86. THE CITY OF POND CREEK ET AL., PLAINTIFFS IN ERROR, *v. C. N. Haskell, Governor of the State of Oklahoma, et al.* Error to the Supreme Court of the State of Oklahoma. March 3, 1911. Dismissed with costs, pursuant to the tenth rule. *Mr. W. A. Ledbetter*

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for the plaintiffs in error. *Mr. A. G. C. Bierer* and *Mr. Frank Dale* for the defendants in error.

No. 449. JOHN M. WATERBURY AND CHAUNCEY MARSHALL, PLAINTIFFS IN ERROR, *v.* PHENIX NATIONAL BANK. Error to the Supreme Court of the State of New York. March 3, 1911. Dismissed per stipulation of counsel. *Mr. Charles L. Atterbury* for the plaintiffs in error. *Mr. George Coffing Warner* for the defendant in error.

No. 461. NORTHERN PACIFIC RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* MICHAEL GOLDEN. Error to the Supreme Court of the State of Montana. March 20, 1911. Dismissed with costs, on motion of *Mr. Evans Browne* for the plaintiff in error. *Mr. Charles W. Bunn* and *Mr. W. Wallace, Jr.*, for the plaintiff in error. No appearance for the defendant in error.

No. 146. THE UNITED STATES EX REL. WILLIAM H. BOYER, PLAINTIFF IN ERROR, *v.* EDWARD B. MOORE, COMMISSIONER OF PATENTS. Error to the Court of Appeals of the District of Columbia. April 3, 1911. Dismissed with costs per stipulation, on motion of *Mr. Solicitor General Lehmann* for the defendant in error. *Mr. Charles L. Sturtevant* for the plaintiff in error. *The Attorney General* for the defendant in error.

No. 156. J. C. WEBBER, PLAINTIFF IN ERROR, *v.* THE
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STATE OF MISSOURI. Error to the Supreme Court of the State of Missouri. April 3, 1911. Dismissed with costs on motion of counsel for the plaintiff in error. *Mr. William Warner* and *Mr. O. H. Dean* for the plaintiff in error. *Mr. Elliott W. Major* for the defendant in error.

No. 830. THE UNITED STATES, PLAINTIFF IN ERROR, *v.* FRED A. BROOKE ET AL., ETC. Error to the District Court of the United States for the Southern District of New York. April 17, 1911. Dismissed per stipulation of counsel, on motion of *Mr. Solicitor General Lehmann* for the plaintiff in error. *The Attorney General* for the plaintiff in error. *Mr. W. Wickham Smith* for the defendants in error.

No. 153. THE WESTERN UNION TELEGRAPH COMPANY, PLAINTIFF IN ERROR, *v.* ABE COHN. Error to the Supreme Court of Appeals of the State of Virginia. April 18, 1911. Dismissed with costs on motion of counsel for the plaintiff in error. *Mr. Addison L. Holladay*, *Mr. Rush Taggart*, *Mr. George H. Fearons*, *Mr. Henry D. Estabrook* and *Mr. Francis Raymond Stark* for the plaintiff in error. No appearance for the defendant in error.

No. 157. THE WESTERN UNION TELEGRAPH COMPANY, PLAINTIFF IN ERROR, *v.* ABE COHN. Error to the Circuit Court of the City of Richmond, State of Virginia. April 18, 1911. Dismissed with costs on motion of counsel for the plaintiff in error. *Mr. Addison L. Holladay*, *Mr. Rush Taggart*, *Mr. George H. Fearons*, *Mr. Henry D. Estabrook*

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and *Mr. Francis Raymond Stark* for the plaintiff in error.
No appearance for the defendant in error.

No. 168. THE WESTERN UNION TELEGRAPH COMPANY,
PLAINTIFF IN ERROR, *v. George J. TAMER*. Error to the
Circuit Court of Wise County, State of Virginia. April 18,
1911. Dismissed with costs on motion of counsel for the
plaintiff in error. *Mr. George H. Fearons, Mr. Rush Tag-
gart, Mr. Francis Raymond Stark and Mr. Henry D. Estab-
brook* for the plaintiff in error. No appearance for the de-
fendant in error.

No. 169. THE WESTERN UNION TELEGRAPH COMPANY,
PLAINTIFF IN ERROR, *v. George J. TAMER*. Error to the
Supreme Court of Appeals of the State of Virginia.
April 18, 1911. Dismissed with costs on motion of coun-
sel for the plaintiff in error. *Mr. George H. Fearons, Mr.
Rush Taggart, Mr. Francis Raymond Stark and Mr. Henry
D. Estabrook* for the plaintiff in error. No appearance for
the defendant in error.

No. 648. BELLE BURDETT ET AL., PLAINTIFFS IN ERROR,
v. SUDIE M. BURDETT ET AL. Error to the Supreme Court
of the State of Oklahoma. April 18, 1911. Dismissed
with costs on motion of counsel for the plaintiffs in error.
Mr. Amos L. Beaty for the plaintiffs in error. *Mr. William
A. Collier* for the defendants in error.

No. 143. THE COMMONWEALTH OF PENNSYLVANIA EX
REL. BUELL N. BURLINGAME, PLAINTIFF IN ERROR, *v.*

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A. L. HARE, SHERIFF, AND THE STATE OF ILLINOIS. Error to the Superior Court of the State of Pennsylvania. April 21, 1911. Dismissed with costs, pursuant to the tenth rule. *Mr. L. Cabell Williamson* and *Mr. Henry E. Davis* for the plaintiffs in error. No appearance for the defendants in error.

No. 154. R. M. MACKENZIE, TRUSTEE, ETC., PLAINTIFF IN ERROR, *v.* LAWRENCE C. WOODS. Error to the Supreme Court of the State of Pennsylvania. April 25, 1911. Dismissed with costs, pursuant to the tenth rule. *Mr. Lowrie C. Barton* for the plaintiff in error. *Mr. A. Leo Weil* for the defendant in error.

No. 163. MASON WILLIAMS, TRUSTEE, ETC., APPELLANT, *v.* THE NATIONAL BANK OF COMMERCE OF ST. LOUIS, Mo. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit. April 26, 1911. Dismissed with costs, pursuant to the tenth rule. *Mr. Mason Williams* for the appellant. No appearance for the appellee.

No. 161. JENNIE M. TUTTLE, PLAINTIFF IN ERROR, *v.* IOWA STATE TRAVELING MEN'S ASSOCIATION. Error to the Supreme Court of the State of Iowa. April 27, 1911. Dismissed with costs, pursuant to the tenth rule. *Mr. Alfred H. McVey* for the plaintiff in error. *Mr. Albert B. Cummins* for the defendant in error.

No. 171. CHARLES MAUK, PLAINTIFF IN ERROR, *v.*

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CHICAGO, BURLINGTON & QUINCY RAILWAY COMPANY. Error to the Circuit Court of the United States for the Southern District of Iowa. April 27, 1911. Dismissed with costs, pursuant to the tenth rule. *Mr. C. C. Cole* for the plaintiff in error. *Mr. N. T. Guernsey* for the defendant in error.

No. 715. CHIN YING DON ET AL., APPELLANTS, *v.* GEORGE B. BILLINGS, UNITED STATES COMMISSIONER, ETC. Appeal from the District Court of the United States for the District of Massachusetts. May 1, 1911. Dismissed with costs, on authority of counsel for the appellant, on motion of *Mr. Solicitor General Lehmann* for the appellee. *Mr. Warren Ozro Kyle* for the appellants. *The Attorney General, The Solicitor General* and *Mr. Assistant Attorney General Harr* for the appellee.

No. 921. BRADFORD KENNEDY COMPANY ET AL., PLAINTIFFS IN ERROR, *v.* ARTHUR C. MORBECK ET AL. Error to the Supreme Court of the State of Idaho. May 1, 1911. Dismissed per stipulation of counsel. *Mr. Miles Pindexter, Mr. W. T. Stoll* and *Mr. O. C. Moore* for the plaintiffs in error. *Mr. Robert Early McFarland* and *Mr. Robert H. Elder* for the defendants in error.

No. 250. SAMUEL R. COLHOUN, APPELLANT, *v.* THE UNITED STATES. Appeal from the Court of Claims. May 15, 1911. Dismissed on motion of *Mr. Archibald King* for the appellant. *Mr. George A. King* for the appellant. *The Attorney General and The Solicitor General* for the appellee.

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No. 268. LAWRENCE G. BOGGS, APPELLANT, *v.* THE UNITED STATES. Appeal from the Court of Claims. May 15, 1911. Dismissed on motion of *Mr. Archibald King* for the appellant. *Mr. George A. King* and *Mr. William B. King* for the appellant. *The Attorney General* for the appellee.

No. 305. THE STATE OF MISSOURI EX REL. THE EQUITABLE LIFE ASSURANCE SOCIETY OF THE UNITED STATES, PLAINTIFF IN ERROR, *v.* WILLIAM D. VANDIVER, SUPERINTENDENT OF INSURANCE, ETC.; No. 306. THE STATE OF MISSOURI EX REL. METROPOLITAN LIFE INSURANCE COMPANY, PLAINTIFF IN ERROR, *v.* WILLIAM D. VANDIVER, SUPERINTENDENT OF INSURANCE, ETC.; and No. 307. THE STATE OF MISSOURI EX REL. THE PRUDENTIAL INSURANCE COMPANY OF AMERICA, PLAINTIFF IN ERROR, *v.* WILLIAM D. VANDIVER, SUPERINTENDENT OF INSURANCE, ETC. Error to the Supreme Court of the State of Missouri. May 15, 1911. Dismissed per stipulation of counsel. *Mr. O. M. Spencer* and *Mr. Frank Hagerman* for the plaintiffs in error. *Mr. Elliott W. Major* for the defendant in error.

No. 140. DENNIS C. SHEA, APPELLANT, *v.* CUNO H. RUDOLPH ET AL., COMMISSIONERS OF THE DISTRICT OF COLUMBIA ET AL. Appeal from the Court of Appeals of the District of Columbia. May 29, 1911. Decree affirmed with costs, per stipulation to abide decision in No. 141. *Mr. Samuel Maddox* and *Mr. H. Prescott Gatley* for the appellant. *Mr. Edward H. Thomas* for the appellees.

No. 795. DAVID H. EDINGTON, TRUSTEE, ETC., APPEL-

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LANT, *v.* FRANCES D. MASSON ET AL. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit. May 29, 1911. Dismissed with costs, on motion of counsel for the appellant. *Mr. Charles Payne Fenner* and *Mr. H. Snowden* for the appellant. *Mr. Harry T. Smith* for the appellees.

No. 430. JOHN A. BENSON, APPELLANT, *v.* L. J. DOLAN, SHERIFF, ETC. Appeal from the Circuit Court of the United States for the Northern District of California. May 29, 1911. Dismissed on motion of *Mr. Solicitor General Lehmann* in behalf of counsel for the appellant, the cause having abated by reason of the death of appellant. *Mr. Joseph C. Campbell* for the appellant. *The Attorney General* for the appellee.

