

DECISIONS PER CURIAM, FROM MARCH 4, 1918,
TO MAY 6, 1918, NOT INCLUDING ACTION ON
PETITIONS FOR WRITS OF CERTIORARI.

No. 489. GLASGOW NAVIGATION COMPANY, LTD., APPELLANT, *v.* MUNSON STEAMSHIP LINE. Appeal from the United States Circuit Court of Appeals for the Second Circuit. Motion to dismiss or affirm submitted February 4, 1918. Decided March 4, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of (1) § 128, Judicial Code; *Oregon Ry. & Nav. Co. v. Balfour*, 179 U. S. 55. See *Macfadden v. United States*, 213 U. S. 288; *Chott v. Ewing*, 237 U. S. 197. (2) § 237, Judicial Code, as amended by the Act of Congress of September 6, 1916, § 6, c. 448, 39 Stat. 726. See *Glasgow Nav. Co., Ltd., v. Munson S. S. Co.*, 243 U. S. 643. *Mr. J. Parker Kirlin, Mr. John M. Woolsey and Mr. Cletus Keating* for appellant. *Mr. John W. Griffin* for appellee.

No. 179. FORD MOTOR COMPANY, APPELLANT, *v.* JOHN S. CHAMBERS, AS CONTROLLER OF THE STATE OF CALIFORNIA, ET AL. Appeal from the District Court of the United States for the Northern District of California. Argued February 1, 1918. Decided March 4, 1918. *Per Curiam*. Judgment affirmed with costs upon the authority of *Arkansas Building & Loan Association v. Madden*, 175 U. S. 269; *Boise Artesian Water Co. v. Boise City*, 213 U. S. 276; *Singer Sewing Machine Co. v. Benedict*, 229 U. S. 481. *Mr. W. F. Williamson, Mr. Alfred Lucking and Mr. L. B. Robertson* for appellant. *Mr. U. S. Webb and Mr. Raymond Benjamin*, for appellees, submitted.

No. 476. STEAMSHIP BOWDOIN COMPANY, PLAINTIFF IN ERROR, *v.* INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFORNIA ET AL. In error to the Supreme Court of the State of California. Argued January 21, 1918. Decided March 4, 1918. *Per Curiam.* Judgment reversed upon the authority of *Southern Pacific Co. v. Jensen*, 244 U. S. 205; *Clyde Steamship Co. v. Walker*, 244 U. S. 255. *Mr. Edward J. McCutchen* and *Mr. Ira A. Campbell* for plaintiff in error. *Mr. Christopher M. Bradley* for defendants in error.

Nos. 474 AND 475. ALASKA PACIFIC STEAMSHIP COMPANY, PLAINTIFF IN ERROR, *v.* INDUSTRIAL ACCIDENT COMMISSION OF THE STATE OF CALIFORNIA ET AL. In error to the Supreme Court of the State of California. March 4, 1918. *Per Curiam.* Stipulations of counsel to the effect that the same judgments may be entered in these cases as in case No. 476, (next *supra*) having been filed, the judgments are therefore reversed and the cases remanded for further proceedings. *Mr. Ira A. Campbell* and *Mr. Edward J. McCutchen* for plaintiff in error. *Mr. Christopher M. Bradley* for defendants in error.

No. 539. JOHN KNOELL ET AL., PLAINTIFFS IN ERROR, *v.* UNITED STATES. In error to the United States Circuit Court of Appeals for the Third Circuit. Motion to dismiss submitted February 4, 1918. Decided March 4, 1918. *Per Curiam.* Dismissed for want of jurisdiction upon the authority of *Macfadden v. United States*, 213 U. S. 288; *Friedman v. United States*, 244 U. S. 643. *Mr. R. O. Moon* and *Mr. William A. Gray* for plaintiffs in error. *The Solicitor General* for the United States.

246 U. S.

Decisions Per Curiam, Etc.

NO. 148. PUGET SOUND TRACTION, LIGHT & POWER COMPANY ET AL., PLAINTIFFS IN ERROR, *v.* FRED W. NEWELL ET AL., COMMISSIONERS, ETC. In error to the Supreme Court of the State of Washington. Argued January 23, 24, 1918. Decided March 4, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of (1) *First National Bank v. Estherville*, 215 U. S. 341, 346; *Rogers v. Clark Iron Co.*, 217 U. S. 589; *Roller v. Murray*, 234 U. S. 738; (2) *St. Anthony Falls Water Co. v. Board of Water Commissioners*, 168 U. S. 349, 358, 370-371; *Joy v. St. Louis*, 201 U. S. 322, 342; *Weems Steamboat Co. v. People's Co.*, 214 U. S. 345, 355; (3) *Deming v. Carlisle Packing Co.*, 226 U. S. 102, 105; *Consolidated Turnpike Co. v. Norfolk, etc., Ry. Co.*, 228 U. S. 596, 600; *Ennis Water Works v. Ennis*, 233 U. S. 652, 658. *Mr. James B. Howe*, for plaintiffs in error, submitted. *Mr. W. G. McLaren*, *Mr. James C. Hering* and *Mr. John B. Shorett* for defendants in error.

NO. 767. HUGO YANYAR, PLAINTIFF IN ERROR, *v.* UNITED STATES; and

NO. 768. OTTO YANYAR, PLAINTIFF IN ERROR, *v.* UNITED STATES. In error to the District Court of the United States for the District of Rhode Island. Motion to dismiss submitted March 4, 1918. Decided March 11, 1918. *Per Curiam*. Judgments affirmed upon the authority of *Selective Draft Law Cases*, 245 U. S. 366. *Mr. Walter Nelles* for plaintiffs in error. *The Solicitor General* for the United States.

NO. 196. ANNA MARTIN, ADMINISTRATRIX, ETC., PLAINTIFF IN ERROR, *v.* CHICAGO, MILWAUKEE & ST. PAUL RAILWAY COMPANY. In error to the Supreme Court

of the State of Wisconsin. Argued March 15, 1918. Decided March 18, 1918. *Per Curiam*. Judgment affirmed with costs upon the authority of *Chicago Junction Ry. Co. v. King*, 222 U. S. 222; *Seaboard Air Line Ry. v. Padgett*, 236 U. S. 668, 673; *Seaboard Air Line Ry. v. Koennecke*, 239 U. S. 352, 355; *Great Northern Ry. Co. v. Knapp*, 240 U. S. 464, 466; *Baltimore & Ohio R. R. Co. v. Whitacre*, 242 U. S. 169. *Mr. Walter L. Gold* and *Mr. Henry Mahoney* for plaintiff in error. *Mr. H. J. Killilea*, *Mr. C. H. Van Alstine* and *Mr. Rodger M. Trump* for defendant in error.

NO. 858. RHODES E. CAVE ET AL., PLAINTIFFS IN ERROR, *v.* STATE OF MISSOURI EX REL. JAMES P. NEWELL. In error to the Supreme Court of the State of Missouri. Motion to dismiss submitted March 11, 1918. Decided March 18, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of (1) § 237, Judicial Code, as amended by the Act of Congress of September 6, 1916, c. 448, 39 Stat. 726; *Philadelphia & Reading Coal & Iron Co. v. Gilbert*, 245 U. S. 162; (2) *Wilson v. North Carolina*, 169 U. S. 586, 592; *Taylor & Marshall v. Beckham*, 178 U. S. 548, 576. *Mr. George B. Webster*, *Mr. Elliott W. Major*, *Mr. Charles G. Revelle* and *Mr. Selden P. Spencer* for plaintiffs in error. *Mr. George F. Haid* and *Mr. Frank H. Sullivan* for defendant in error.

NO. 188. OLIVER H. SMITH, JR., PLAINTIFF IN ERROR, *v.* WASHINGTON-SOUTHERN RAILWAY COMPANY. In error to the Court of Appeals of the District of Columbia. Argued March 13, 1918. Decided March 18, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Macfarland v. Brown*, 187 U. S. 239, 246; *Mac-*

246 U. S.

Decisions Per Curiam, Etc.

farland v. Byrnes, 187 U. S. 246; *Earle v. Myers*, 207 U. S. 244; *Coe v. Armour Fertilizer Works*, 237 U. S. 413, 418-419. Mr. Ralph D. Fleharty and Mr. J. S. Easby-Smith for plaintiff in error. Mr. Frederic D. McKenney, Mr. J. S. Flannery, Mr. G. B. Craighill and Mr. W. C. Carpenter for defendant in error.

NO. 187. JOHN GUND BREWING COMPANY, APPELLANT, *v.* GREAT NORTHERN RAILWAY COMPANY ET AL. Appeal from the District Court of the United States for the District of Minnesota. Argued March 13, 1918. Decided March 18, 1918. *Per Curiam*. Judgment affirmed upon the authority of (1) *The Cherokee Tobacco*, 11 Wall. 616, 624; *Whitney v. Robertson*, 124 U. S. 190, 194; *Ward v. Race Horse*, 163 U. S. 504, 511; (2) *United States v. 43 Gallons of Whiskey*, 93 U. S. 188. See *Perrin v. United States*, 232 U. S. 478, 483-485. (3) *Johnson v. Gearlds*, 234 U. S. 422. Mr. Frederick W. Zollman, Mr. Levi Cooke, Mr. Louis W. Frankel and Mr. Robert Crain for appellant. Mr. Assistant Attorney General Warren for appellees.

NO. 810. EDWARD JEFFERSON BRYAN, PLAINTIFF IN ERROR, *v.* LOUISVILLE & NASHVILLE RAILROAD COMPANY. In error to the United States Circuit Court of Appeals for the Eighth Circuit. Motion to dismiss or affirm submitted March 4, 1918. Decided March 18, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Bagley v. General Fire Extinguisher Co.*, 212 U. S. 477; *Merriam Co. v. Syndicate Publishing Co.*, 237 U. S. 618; *Shulthis v. McDougal*, 225 U. S. 561; *Hull v. Burr*, 234 U. S. 712, 720; *Norton v. Whiteside*, 239 U. S. 144, 146-147. Petition for writ of certiorari denied.

Mr. Shepard Barclay for plaintiff in error. *Mr. Henry L. Stone, Mr. Edward S. Jouett* and *Mr. Harold R. Small* for the defendant in error.

No. 320. ILLINOIS CENTRAL RAILROAD COMPANY, PLAINTIFF IN ERROR, *v.* MRS. MARSHALL LANIS, ADMINISTRATRIX OF MARSHALL LANIS, DECEASED. In error to the Supreme Court of the State of Louisiana. Motion to dismiss or affirmed submitted March 11, 1918. Decided March 18, 1918. *Per Curiam*. Judgment affirmed with costs upon the authority of *Missouri, Kansas & Texas Ry. Co. v. Wulf*, 226 U. S. 570, 576; *Illinois Surety Co. v. United States*, 240 U. S. 214, 221; *Seaboard Air Line Ry. v. Renn*, 241 U. S. 290, 293-294. *Mr. Gustave Lemle, Mr. Hunter C. Leake, Mr. Blewett Lee* and *Mr. R. V. Fletcher* for plaintiff in error. *Mr. Girault Farrar* for defendant in error.

No. —, Original. *Ex parte*: IN THE MATTER OF WILLIAM H. BLYMYER, PETITIONER. Submitted March 4, 1918. Decided March 18, 1918. Motion for leave to file a petition for writ of mandamus denied. *Mr. William H. Blymyer pro se*.

No. 115. GRAND TRUNK WESTERN RAILWAY COMPANY, APPELLANT, *v.* UNITED STATES. Appeal from the Court of Claims. Argued March 21, 1918. Decided March 25, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 242, Judicial Code. *Mr. L. T. Michener* for appellant. *Mr. Assistant Attorney General Thompson* for the United States.

246 U. S.

Decisions Per Curiam, Etc.

NO. 728. VALENTINE T. COLLARD, ADMINISTRATOR OF THE ESTATE OF SAMUEL T. COLLARD, DECEASED, PLAINTIFF IN ERROR, *v.* PITTSBURGH, CINCINNATI, CHICAGO & ST. LOUIS RAILWAY COMPANY. In error to the Court of Appeals of the State of Kentucky. Motion to dismiss submitted March 11, 1918. Decided March 25, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of (1) § 237, Judicial Code, as amended by the Act of Congress of September 6, 1916, c. 448, § 6, 39 Stat. 726; (2) *Schlosser v. Hemphill*, 198 U. S. 173; *Missouri & Kansas Interurban Ry. Co. v. Olathe*, 222 U. S., 185; *Louisiana Navigation Co. v. Oyster Commission of Louisiana*, 226 U. S. 99. Mr. Matthew O'Doherty for plaintiff in error. Mr. William W. Crawford, Mr. Edmund F. Trabue and Mr. John C. Doolan for defendant in error.

NO. 203. BALTIMORE & OHIO RAILROAD COMPANY, PLAINTIFF IN ERROR, *v.* JAMES H. SMITH. In error to the Court of Appeals of the State of Kentucky. Argued March 18, 19, 1918. Decided March 25, 1918. *Per Curiam*. Judgment affirmed with costs upon the authority of (1) *Missouri, Kansas & Texas Ry. Co. v. Wulf*, 226 U. S. 570, 576; *Illinois Surety Co. v. United States*, 240 U. S. 214, 221; *Seaboard Air Line Ry. v. Renn*, 241 U. S. 290, 293-294; (2) *Chicago Junction Ry. Co. v. King*, 222 U. S. 222; *Seaboard Air Line Ry. v. Padgett*, 236 U. S. 668, 673; *Seaboard Air Line Ry. v. Koennecke*, 239 U. S. 352, 355; *Great Northern Ry. Co. v. Knapp*, 240 U. S. 464, 466; *Baltimore & Ohio R. R. Co. v. Whitacre*, 242 U. S. 169. Mr. William W. Crawford, Mr. Edmund F. Trabue and Mr. J. C. Doolan for plaintiff in error. Mr. Eugene Hubbard for defendant in error.

NO. 228. FRANK MCKNIGHT, PLAINTIFF IN ERROR, *v.* STATE OF NEW MEXICO. In error to the Supreme Court

of the State of New Mexico. Argued March 20, 1918. Decided March 25, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *McCorquodale v. Texas*, 211 U. S. 432, 437; *Forbes v. State Council of Virginia*, 216 U. S. 396, 399; *St. Louis & San Francisco R. R. Co. v. Shepherd*, 240 U. S. 240, 241; *Bilby v. Stewart*, ante, 255. *Mr. C. O. Thompson* and *Mr. William A. Dunn* for plaintiff in error. *Mr. Harry L. Patton*, for defendant in error, submitted.

No. 232. H. A. MOSS AND J. F. BRADFORD, PLAINTIFFS IN ERROR, *v.* C. C. MOORE ET AL. In error to the Supreme Court of the State of California. Argued March 21, 1918. Decided March 25, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Thomas v. Iowa*, 209 U. S. 258; *Appleby v. Buffalo*, 221 U. S. 524, 529; *Manhattan Life Ins. Co. v. Cohen*, 234 U. S. 123, 134. *Mr. A. E. Shaw*, for plaintiffs in error, submitted. *Mr. E. S. Pillsbury*, *Mr. William F. Herrin*, *Mr. Alexander Britton*, *Mr. Evans Browne*, *Mr. Julius Kahn*, *Mr. Burke Corbet* and *Mr. John R. Selby* for defendants in error.

No. —. Original. *Ex parte*: IN THE MATTER OF HYMAN L. SIGELSCHEFFER, PETITIONER. Submitted March 27, 1918. Decided April 1, 1918. Motion for leave to file petition for a writ of mandamus denied. *Mr. Morris G. Michaels* for petitioner.

No. 239. JAMES F. TAYLOR ET AL., APPELLANTS, *v.* UNITED STATES. Appeal from the United States Circuit Court of Appeals for the Fifth Circuit. Submitted March 20, 1918. Decided April 15, 1918. *Per Curiam*.

246 U. S.

Decisions Per Curiam, Etc.

Judgment affirmed upon the authority of *Washington Securities Co. v. United States*, 234 U. S. 76, 78; *Wright-Blodgett Co. v. United States*, 236 U. S. 397, 402-405; *Linn & Lane Timber Co. v. United States*, 236 U. S. 574, 575, 576. *Mr. R. E. Milling and Mr. E. H. Randolph* for appellants. *Mr. Assistant Attorney General Kearful* for the United States.

NO. 254. CENTRAL OF GEORGIA RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* BIRDIE V. DELOACH. In error to the Court of Appeals of the State of Georgia. Argued March 28, 1918. Decided April 15, 1918. *Per Curiam*. Judgment reversed with costs upon the authority of *Pennsylvania Co. v. Donat*, 239 U. S. 50; *New York Central & Hudson River R. R. Co. v. Carr*, 238 U. S. 260. *Mr. T. M. Cunningham, Jr.*, for plaintiff in error. *Mr. Edgar J. Oliver and Mr. Francis M. Oliver* for defendant in error.

NO. 598. JAMES S. HOPKINS, AS RECEIVER, ETC., PLAINTIFF IN ERROR, *v.* UNITED STATES OF AMERICA, SUING FOR THE USE AND BENEFIT OF ELLINGTON & GUY (INC.) ET AL. In error to the District Court of the United States for the Eastern District of North Carolina. Motion to dismiss or affirm submitted March 25, 1918. Decided April 15, 1918. *Per Curiam*. Judgment affirmed with costs upon the authority of *United States v. Congress Construction Co.*, 222 U. S. 199. *Mr. Mark W. Brown and Mr. Albert J. Hopkins* for plaintiff in error. *Mr. A. B. Dickinson* for defendants in error.

NO. 335. DONALD A. CURRAN, PLAINTIFF IN ERROR, *v.* CHICAGO SHORT LINE RAILWAY COMPANY. In error to the

Appellate Court, First District of the State of Illinois. Motion to dismiss submitted April 15, 1918. Decided April 22, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Miedreich v. Lauenstein*, 232 U. S. 236, 243; *Interstate Amusement Co. v. Albert*, 239 U. S. 560, 566-567. *Mr. Morse Ives* for plaintiff in error. *Mr. William Rothmann* for defendant in error.

No. 495. EDWARD B. PRYOR AND EDWARD F. KEARNEY, RECEIVERS OF THE WABASH RAILROAD COMPANY, PLAINTIFFS IN ERROR, *v.* LAURA CHRISTY, ADMINISTRATRIX OF THE ESTATE OF EDWARD F. CHRISTY, DECEASED. In error to the Kansas City Court of Appeals of the State of Missouri. Motion to dismiss submitted April 15, 1918. Decided April 22, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of § 237, Judicial Code, as amended by the Act of September 6, 1916, c. 448, 39 Stat. 726. *Mr. James L. Minnis* for plaintiffs in error. *Mr. Bruce Barnett* for defendant in error.

No. 799. GEORGE F. MONTGOMERY, APPELLANT, *v.* ARTHUR WOODS, POLICE COMMISSIONER OF THE CITY OF NEW YORK. Appeal from the District Court of the United States for the Southern District of New York. Argued April 19, 1918. Decided April 22, 1918. *Per Curiam*. Judgment affirmed with costs upon the authority of (1) *Munsey v. Clough*, 196 U. S. 364, 373-374; *Apple- yard v. Massachusetts*, 203 U. S. 222; *McNichols v. Pease*, 207 U. S. 100; *Biddinger v. Commissioner of Police*, 245 U. S. 128; (2) *Munsey v. Clough*, 196 U. S. 364, 373; *Pierce v. Creecy*, 210 U. S. 387, 401, 402, 404-405; *Drew v. Thaw*, 235 U. S. 432, 439-440. *Mr. Herbert Noble* for

246 U. S.

Decisions Per Curiam, Etc.

appellant. *Mr. Robert S. Johnstone and Mr. Edmund K. Trent* for appellee.

No. 650. CLARENCE F. BIRDSEYE, APPELLANT, *v.* ARTHUR WOODS, POLICE COMMISSIONER OF THE CITY OF NEW YORK; and

No. 651. KELLOGG BIRDSEYE, APPELLANT, *v.* ARTHUR WOODS, POLICE COMMISSIONER OF THE CITY OF NEW YORK. Appeals from the District Court of the United States for the Southern District of New York. Argued April 19, 1918. Decided April 22, 1918. *Per Curiam*. Judgments affirmed with costs upon the authority of *Munsey v. Clough*, 196 U. S. 364, 373; *Pierce v. Creecy*, 210 U. S. 387, 401, 402, 404, 405; *Drew v. Thaw*, 235 U. S. 432, 439-440. *Mr. Charles L. Craig* for appellants. *Mr. Robert S. Johnstone and Mr. Edmund K. Trent* for appellee.

No. 259. D. E. FOOTE & COMPANY, INC., ET AL., PLAINTIFFS IN ERROR, *v.* EMERSON C. HARRINGTON, GOVERNOR OF THE STATE OF MARYLAND, ET AL. In error to the Court of Appeals of the State of Maryland. Argued April 23, 24, 1918. Decided April 29, 1918. *Per Curiam*. Dismissed for want of jurisdiction upon the authority of *Eustis v. Bolles*, 150 U. S. 361; *Leathe v. Thomas*, 207 U. S. 93; *Holden Land Co. v. Inter-State Trading Co.*, 233 U. S. 536, 541; *Bilby v. Stewart*, *ante*, 255. *Mr. George White-lock* for plaintiffs in error. *Mr. Ogle Marbury and Mr. Albert C. Ritchie* for defendants in error.

No. 263. CHICAGO, KALAMAZOO & SAGINAW RAILWAY COMPANY, PLAINTIFF IN ERROR, *v.* GALE KINDLESPARKER.

In error to the United States Circuit Court of Appeals for the Sixth Circuit. Argued April 24, 25, 1918. Decided April 29, 1918. *Per Curiam*. Judgment reversed with costs, and case remanded to the District Court of the United States for the Western District of Michigan for further proceedings, upon the authority of *Minneapolis & St. Louis R. R. Co. v. Winters*, 242 U. S. 353. *Mr. Stuart E. Knappen* and *Mr. Frank E. Robson* for plaintiff in error. *Mr. Charles F. Hext* and *Mr. H. Monroe Dunham* for defendant in error.

NO. 256. MRS. LAURA L. BUNCH, PETITIONER, *v.* J. S. MALONEY, AS TRUSTEE IN BANKRUPTCY FOR THE T. H. BUNCH COMMISSION COMPANY, BANKRUPT. On writ of certiorari to the United States Circuit Court of Appeals for the Eighth Circuit. Argued April 23, 1918. Decided April 29, 1918. *Per Curiam*. Judgment reversed with costs, and case remanded to the District Court of the United States for the Eastern District of Arkansas for further proceedings, upon the authority of *Martin v. Commercial National Bank*, 245 U. S. 513. *Mr. W. E. Hemingway*, *Mr. G. B. Rose*, *Mr. J. F. Loughborough* and *Mr. V. M. Miles* for petitioner. *Mr. R. S. Wimberly* and *Mr. J. M. Moore* for respondent.

NO. 478. MARY A. PARMELEE, AS ADMINISTRATRIX OF THE ESTATE OF DAVID PARMELEE, DECEASED, PLAINTIFF IN ERROR, *v.* CHICAGO, MILWAUKEE & ST. PAUL RAILWAY COMPANY. In error to the Supreme Court of the State of Washington. Motion to affirm or transfer to summary docket submitted April 24, 1918. Decided April 29, 1918. *Per Curiam*. Judgment affirmed with

246 U. S. Decisions on Petitions for Writs of Certiorari.

costs upon the authority of *Chicago Junction Ry. Co. v. King*, 222 U. S. 222; *Seaboard Air Line Ry. v. Padgett*, 236 U. S. 668, 673; *Seaboard Air Line Ry. v. Koennecke*, 239 U. S. 352, 355; *Great Northern Ry. Co. v. Knapp*, 240 U. S. 464, 466; *Baltimore & Ohio R. R. Co. v. Whitacre*, 242 U. S. 169. *Mr. Arthur E. Griffin* and *Mr. Thomas B. McMartin* for plaintiff in error. *Mr. Heman H. Field* for defendant in error.

DECISIONS ON PETITIONS FOR WRITS OF CERTIORARI, FROM MARCH 4, 1918, TO MAY 6, 1918.

No. 808. JOSEPH SCHLITZ BREWING COMPANY, PETITIONER, *v.* HOUSTON ICE & BREWING COMPANY ET AL. March 4, 1918. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Fifth Circuit granted. *Mr. Russell Jackson* for petitioner. No appearance for respondents.

No. 831. ERIE RAILROAD COMPANY, PETITIONER, *v.* JOHN R. SHUART ET AL., ETC. March 4, 1918. Petition for a writ of certiorari to the Supreme Court of the State of New York granted. *Mr. Thomas Watts* for petitioner. *Mr. Reeves T. Strickland* for respondents.

No. 821. MACBETH-EVANS GLASS COMPANY, PETITIONER, *v.* GENERAL ELECTRIC COMPANY. March 4, 1918. Petition for a writ of certiorari to the United States Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Joseph Wilby* and *Mr. Paul Synnestvedt* for petitioner.