

the Act of September 6, 1916, c. 448, § 2, 39 Stat. 726. *Mr. George E. Whitaker* and *Mr. Fred Dennett* for plaintiff in error. *Mr. Frank Thunen* for defendant in error. [See *post*, 695.]

PETITIONS FOR WRITS OF CERTIORARI
GRANTED, FROM MARCH 29, 1921, TO AND
INCLUDING JUNE 6, 1921.

No. 766. NEW YORK, NEW HAVEN & HARTFORD RAILROAD COMPANY *v.* DAVID FRUCHTER, AN INFANT, ETC.; AND
No. 767. NEW YORK, NEW HAVEN & HARTFORD RAILROAD COMPANY *v.* SAM FRUCHTER. April 11, 1921. Petitions for writs of certiorari to the Circuit Court of Appeals for the Second Circuit granted. *Mr. James W. Carpenter* for petitioner. *Mr. Leon Sanders* for respondents.

No. 776. AUDITORE CONTRACTING COMPANY, INC., ET AL. *v.* FOREIGN TRADE BANKING CORPORATION. April 11, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Second Circuit granted. *Mr. Alvin C. Cass* for petitioners. *Mr. John M. Woolsey* and *Mr. Delbert M. Tibbetts* for respondent. *The Solicitor General* and *Mr. A. F. Myers*, by leave of court, as *amici curiæ*.

No. 783. CHARLES W. ANDERSON, COLLECTOR OF INTERNAL REVENUE *v.* NEW YORK LIFE INSURANCE COMPANY. Motion to set aside order granting certiorari submitted April 11, 1921. Decided April 18, 1921. Order granting writ of certiorari herein set aside to enable a

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Decisions Granting Certiorari.

resubmission of the petition after due notice to counsel for the respondent. *The Solicitor General* for petitioner. *Mr. James H. McIntosh* for respondent. [See 255 U. S. 568; also, *post*, 696.]

No. 840. GASTON, WILLIAMS & WIGMORE, OF CANADA, LIMITED *v.* PHILIP A. WARNER. April 18, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Second Circuit granted. *Mr. Cletus Keating* for petitioner. *Mr. Joseph P. Nolan* for respondent.

No. 846. JAMES S. MCKEE ET AL. *v.* BENJAMIN GRATZ. April 18, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit granted. *Mr. Frank H. Sullivan*, *Mr. Lon O. Hocker* and *Mr. George F. Haid* for petitioners. *Mr. S. Mayner Wallace*, for respondent, concurring.

No. 880. SNAKE CREEK MINING & TUNNEL COMPANY *v.* MIDWAY IRRIGATION COMPANY ET AL. May 2, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit granted. *Mr. H. R. MacMillan* and *Mr. John A. Marshall* for petitioner. *Mr. A. B. Irvine* for respondents. *Mr. J. F. Callbreath*, by leave of court, as *amicus curiæ*.

No. 901. SOUTHERN PACIFIC COMPANY ET AL. *v.* OLYMPIAN DREDGING COMPANY. June 1, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the

Ninth Circuit granted. *Mr. E. J. Foulds* and *Mr. Elmer Westlake* for petitioners. *Mr. Thomas E. Haven* for respondent.

No. 898. UNITED STATES *v.* WESLEY L. SISCHO. June 6, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit granted. *The Solicitor General* for the United States. No appearance for respondent.

No. 911. JOHN P. KLINE ET AL., ETC. *v.* BURKE CONSTRUCTION COMPANY. June 6, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit granted. *Mr. Frank S. Quinn* and *Mr. William H. Arnold* for petitioners. No appearance for respondent.

No. 925. FEDERAL TRADE COMMISSION *v.* CURTIS PUBLISHING COMPANY. June 6, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Third Circuit granted. *The Solicitor General* and *Mr. Adrien F. Busick* for petitioner. *Mr. John G. Milburn*, *Mr. Joseph W. Welsh*, *Mr. John G. Milburn, Jr.*, and *Mr. Ralph B. Evans* for respondent.

No. 931. FEDERAL TRADE COMMISSION *v.* WINSTED HOSIERY COMPANY. June 6, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Second Circuit granted. *The Solicitor General* and *Mr. Adrien F. Busick* for petitioner. *Mr. Henry P. Molloy* for respondent.

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Decisions Denying Certiorari.

NO. 933. FRED BROWNE *v.* CHARLES B. THORN ET AL., PARTNERS, ETC. Error to the Circuit Court of Appeals for the Eighth Circuit. June 6, 1921. Petition for a writ of certiorari herein granted. *Mr. James B. McDonough* for plaintiff in error, in support of the petition. No appearance for defendants in error.

PETITIONS FOR WRITS OF CERTIORARI DENIED,
FROM MARCH 29, 1921, TO AND INCLUDING
JUNE 6, 1921.

NO. 760. WILLIAM D. HAYWOOD ET AL. *v.* UNITED STATES. April 11, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Otto Christensen* for petitioners. *Mr. Assistant Attorney General Stewart* and *Mr. W. C. Herron* for the United States.

NO. 752. J. B. FLOWERS ET AL. *v.* UNITED STATES. April 11, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. F. Weeks* and *Mr. C. C. McDonald* for petitioners. No brief filed for the United States.

NO. 763. ELLSWORTH H. GREEN ET AL. *v.* UNITED STATES. April 11, 1921. Petition for a writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Samuel Herrick*, *Mr. Ed. S. Vaught* and *Mr. John B. Dudley* for petitioners. *Mr. Assistant Attorney General Stewart* and *Mr. H. S. Ridgely* for the United States.