

Cases Disposed of Without Consideration by the Court. 257 U. S.

No. 695. LOCAL UNION NO. 2 OF THE INTERNATIONAL BROTHERHOOD OF ELECTRICAL WORKERS ET AL. *v.* KINLOCH TELEPHONE COMPANY ET AL. February 27, 1922. Petition for a writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. John P. Leahy* for petitioners. *Mr. Bruce A. Campbell* and *Mr. Edward C. Kramer* for respondents.

No. 701. GANS STEAMSHIP LINE *v.* ISLES STEAMSHIPING COMPANY, LTD. February 27, 1922. Petition for a writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. John W. Griffin* for petitioner. *Mr. John M. Woolsey* for respondent.

No. 702. GANS STEAMSHIP LINE *v.* GEORGE H. ARNOT, MASTER, ETC., ET AL. February 27, 1922. Petition for a writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Clarence Bishop Smith* for petitioner. *Mr. John M. Woolsey* for respondents.

No. 719. CENTRAL OF GEORGIA RAILWAY COMPANY *v.* M. J. NEWBERRY. February 27, 1922. Petition for a writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. William M. Williams* for petitioner. No appearance for respondent.

CASES DISPOSED OF WITHOUT CONSIDERATION
BY THE COURT, FROM OCTOBER 3, 1921, TO
AND INCLUDING FEBRUARY 27, 1922.

No. 22. IOWA GAS & ELECTRIC COMPANY *v.* CITY OF MT. PLEASANT, IOWA, ET AL. Appeal from the District Court of the United States for the Southern District of

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Iowa. October 4, 1921. Dismissed with costs, on motion of counsel for appellant. *Mr. William Chamberlain* for appellant. *Mr. J. C. McCoid* and *Mr. Paul B. Galer* for appellees.

No. 129. COPPER QUEEN CONSOLIDATED MINING COMPANY *v.* JOSEPH C. MAYNE. Error to the District Court of the United States for the District of Arizona. October 4, 1921. Dismissed with costs, per stipulation of counsel. *Mr. Everett E. Ellinwood* and *Mr. John Mason Ross* for plaintiff in error. *Mr. Walter Bennett* for defendant in error.

No. 181. CARLOS CARMELO GARCIA *v.* JAMES B. HOLOHAN, U. S. MARSHAL ETC., ET AL. Appeal from the District Court of the United States for the Northern District of California. October 4, 1921. Dismissed with costs, on motion of counsel for appellant. *Mr. John W. Preston* for appellant. *The Attorney General* for appellees.

No. 197. J. D. COLE ET AL. *v.* JAMES W. SULLINGER, U. S. ATTORNEY, ETC. Appeal from the District Court of the United States for the Western District of Missouri. October 4, 1921. Dismissed with costs, on motion of counsel for appellants. *Mr. I. N. Watson*, *Mr. John H. Lucas* and *Mr. Henry N. Ess* for appellants. *The Attorney General* for appellee.

No. 227. PULLMAN COMPANY *v.* STATE OF MINNESOTA. Error to the Supreme Court of the State of Minnesota. October 4, 1921. Dismissed with costs, per stipulation of counsel. *Mr. Cordenio A. Severance* for plaintiff in error. *Mr. Clifford L. Hilton* and *Mr. Egbert S. Oakley* for defendant in error.

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No. 243. JULIUS N. HELDMAN *v.* CENTRAL TRUST COMPANY OF ILLINOIS, TRUSTEE. On petition for a writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit. October 4, 1921. Petition for writ of certiorari dismissed, upon authority of petitioner. *Mr. James W. Beach* for petitioner. No appearance for respondent.

No. 356. I. T. S. RUBBER COMPANY *v.* ESSEX RUBBER COMPANY. Appeal from the District Court of the United States for the District of Massachusetts. October 4, 1921. Dismissed with costs, on motion of counsel for appellant. *Mr. Charles A. Brown* for appellant. No appearance for appellee.

No. 389. S. C. CROOKSHANK *v.* CHARLES H. STONE, CHIEF OF POLICE, ETC. Appeal from the District Court of the United States for the Southern District of California. October 4, 1921. Dismissed with costs, on motion of counsel for appellant. *Mr. George E. Whitaker* for appellant. No appearance for appellee.

No. 7. UNITED STATES *v.* KEYSTONE WATCH CASE COMPANY; AND

No. 8. KEYSTONE WATCH CASE COMPANY *v.* UNITED STATES. Appeals from the District Court of the United States for the Eastern District of Pennsylvania. October 4, 1921. Dismissed, on motion of *Mr. Solicitor General Beck* for the United States. *Mr. George Carlton Comstock* and *Mr. Wm. W. Bride* for Keystone Watch Case Company.

No. 9. JOHN C. ROBINSON ET AL. *v.* UNITED STATES EX REL. BROWN-KETCHAM IRON WORKS ET AL. Error to the Circuit Court of Appeals for the Second Circuit. October

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4, 1921. Dismissed, per stipulation of counsel. *Mr. Fletcher Dobyns, Mr. Louis B. Eppstein and Mr. Charles Y. Freeman* for plaintiffs in error. *Mr. Robert Thorne, Mr. Frederick Hulse, Mr. E. Crosby Kindleberger, Mr. D. Cady Herrick and Mr. Henry C. Willcox* for defendants in error.

NO. 34. HANNAH T. WILLSON *v.* CURTIS C. McDONNELL. Error to the Court of Appeals of the District of Columbia. October 7, 1921. Dismissed with costs, on motion of *Mr. Henry E. Davis* for plaintiff in error. *Mr. Leon Tobriner and Mr. Levi H. David* for defendant in error.

NO. 286. PEOPLE OF THE STATE OF NEW YORK EX REL. BRIXTON OPERATING CORPORATION *v.* EDWARD B. LA FETRA, A JUSTICE, ETC. Error to the Supreme Court of the State of New York. October 10, 1921. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. Louis Marshall* for plaintiff in error. *Mr. William D. Guthrie and Mr. Julius Henry Cohen* for defendant in error.

NO. 525. J. E. MARTINEAU, CHANCELLOR, ET AL. *v.* STATE OF ARKANSAS EX REL. ATTORNEY GENERAL ET AL. On petition for a writ of certiorari to the Supreme Court of the State of Arkansas. October 17, 1921. Dismissed with costs, on motion of counsel for petitioners. *Mr. Scipio A. Jones* for petitioners. No appearance for respondents.

NO. 506. CHARLES S. DAVIS *v.* RENA COOKSEY ET AL. Error to the Court of Appeals of the District of Columbia. October 24, 1921. Reversed with costs, on confession of error, on motion of *Mr. J. S. G. Gallagher* for defendants in error. *Mr. Raymond M. Hudson* for plaintiff in error.

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NO. 447. GERTRUDE E. FONDA ET AL. *v.* CITY OF ST. ALBANS. Error to the Supreme Court of the State of Vermont. October 24, 1921. Dismissed with costs, on motion of counsel for plaintiffs in error. *Mr. Marvelle C. Webber* for plaintiffs in error. *Mr. Charles H. Darling* for defendant in error. [See *ante*, 640.]

NO. 608. UNITED STATES *v.* G. M. CASTER ET AL. Appeal from the Circuit Court of Appeals for the Eighth Circuit. November 7, 1921. Dismissed on motion of *Mr. Solicitor General Beck* for the United States. No appearance for appellees.

NO. 36. DANIEL BOYLE ET AL. *v.* A. M. HOLTER HARDWARE COMPANY ET AL. Appeal from the District Court of the United States for the District of Montana. November 7, 1921. Dismissed with costs, per stipulation. *Mr. Burton K. Wheeler* for appellants. *Mr. M. S. Gunn* for appellees.

NO. 546. OKLAHOMA GAS & ELECTRIC COMPANY *v.* CORPORATION COMMISSION OF THE STATE OF OKLAHOMA ET AL. Appeal from the District Court of the United States for the Western District of Oklahoma. December 5, 1921. Dismissed with costs, on motion of counsel for appellant. *Mr. Benjamin S. Minor* and *Mr. Dennis T. Flynn* for appellant. No appearance for appellees.

NO. 18. JAMES R. WARD *v.* PEOPLE OF THE STATE OF ILLINOIS EX REL. CHICAGO BAR ASSOCIATION. Error to the Supreme Court of the State of Illinois. December 12, 1921. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. James R. Ward* and *Mr. James W. Breen* for plaintiff in error. No appearance for defendant in error.

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NO. 67. UNITED STATES *v.* HENRY W. VOLK, AS TRUSTEE, ETC.; AND

NO. 68. UNITED STATES *v.* EMIL SCHOYEN, AS ADMINISTRATOR, ETC., ET AL. Appeals from the Court of Claims. December 19, 1921. Dismissed and remanded, on motion of *Mr. Solicitor General Beck* for the United States. *Mr. Harrison L. Schmitt* and *Mr. John W. Schmitt* for appellees.

Nos. 247 and 294. EVERGLADES SUGAR & LAND COMPANY ET AL. *v.* FRANK A. BRYAN, CLERK, ETC., ET AL. Error to the Supreme Court of the State of Florida. January 3, 1922. Dismissed with costs, on motion of counsel for plaintiffs in error. *Mr. Frederick M. Hudson* and *Mr. J. Emmet Wolfe* for plaintiffs in error. No appearance for defendants in error.

NO. 86. ALFRED F. SMITH ET AL. *v.* UNITED STATES; AND

NO. 87. JOSEPH R. BOWLES ET AL. *v.* UNITED STATES. Error to the District Court of the United States for the District of Oregon. January 11, 1922. Dismissed with costs, per stipulation, and causes remanded for further proceedings, on motion of *Mr. Solicitor General Beck* in that behalf. *Mr. Dan J. Malarkey*, *Mr. W. Lair Thompson* and *Mr. Wallace McCamant* for plaintiffs in error.

NO. 79. JOHN W. DAVIDGE *v.* LEO SIMMONS; AND

NO. 58. JOHN W. DAVIDGE, *v.* LEO SIMMONS. Error and petition for writ of certiorari to the Court of Appeals of the District of Columbia. January 12, 1922. Dismissed with costs, on motion of *Mr. Chapin Brown* for plaintiff in error and petitioner. *Mr. Leo Simmons* pro se.

NO. 279. LEE ROY E. KEELEY *v.* WALTER H. EVANS, AS DISTRICT ATTORNEY, ETC., ET AL. Appeal from the Dis-

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trict Court of the United States for the District of Oregon. January 13, 1922. Dismissed with costs, on motion of counsel for appellant. *Mr. Lee Roy E. Keeley pro se. The Attorney General* for appellees.

No. 88. EDWARD JOHNSON *v.* STATE OF SOUTH CAROLINA. Error to the Supreme Court of the State of South Carolina. January 13, 1922. Dismissed with costs, on motion of counsel for plaintiff in error. *Mr. Edwin C. Brandenburg* for plaintiff in error. *Mr. S. M. Wolfe* for defendant in error.

No. 478. CITY OF DALLAS ET AL. *v.* DALLAS TELEPHONE COMPANY. Appeal from the Circuit Court of Appeals for the Fifth Circuit. January 24, 1922. Dismissed with costs, per stipulation of parties for withdrawal of motion of appellee to dismiss and to dismiss appeal. *Mr. James J. Collins* for appellants. *Mr. D. A. Frank, Mr. J. D. Frank, Mr. Henry C. Coke and Mr. William H. Duls* for appellee.

No. 117. LEON ISRAEL ET AL., ETC. *v.* MOORE & McCORMACK, INC. Appeal from the District Court of the United States for the Southern District of New York. January 25, 1922. Dismissed per stipulation of counsel. *Mr. Ray Rood Allen* for appellants. *Mr. Foye M. Murphy* for appellee.

No. 180. ROBERT H. STRAHAN *v.* HOWARD G. HANVEY ET AL. Appeal from the District Court of the United States for the Northern District of California. January 26, 1922. Dismissed with costs, on motion of counsel for appellant. *Mr. Charles P. Howland* for appellant. No appearance for appellees.

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NO. 128. SOUTHERN EXPRESS COMPANY *v.* P. B. SPIGENER, AS TREASURER OF RICHLAND COUNTY. Error to the Supreme Court of the State of South Carolina. January 26, 1922. Dismissed with costs, per stipulation. *Mr. Douglas McKay* and *Mr. Robert C. Alston* for plaintiff in error. *Mr. Samuel M. Wolfe* for defendant in error.

NO. 94. PUBLIC SERVICE ELECTRIC COMPANY ET AL. *v.* TOWN OF WESTFIELD. Appeal from the District Court of the United States for the District of New Jersey. January 30, 1922. Dismissed, with costs to be paid by the appellee, per stipulation, on motion of counsel for appellants. *Mr. Frank Bergen* for appellants. *Mr. Paul E. Oliver* for appellees.

NO. 240. WALKER D. HINES, DIRECTOR GENERAL OF RAILROADS, ET AL. *v.* FRED MAULDIN. Error to the Supreme Court of the State of Arkansas. January 30, 1922. Judgment reversed, per stipulation, and cause remanded for further proceedings. *Mr. Edgar B. Kinsworthy* and *Mr. Robert E. Wiley* for plaintiffs in error. *Mr. W. F. Denman* for defendant in error.

NO. 424. GEORGE WASHINGTON PACE *v.* FRED G. ZERBST, WARDEN, ETC. Appeal from the District Court of the United States for the Northern District of Georgia. February 27, 1922. Dismissed with costs, on motion of appellant. *Mr. George Washington Pace* pro se. *The Attorney General* for appellee.

