

PETITIONS FOR CERTIORARI DENIED OR DIS-  
MISSED FROM APRIL 10, 1928, TO AND IN-  
CLUDING JUNE 5, 1928.

No. 866. *HAWTHORNE v. TEXAS AND NEW ORLEANS R. R. Co.* See *ante*, p. 571.

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No. 753. *UNITED STATES v. NICHOLS AND NICHOLS, EXECUTORS.* April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. T. H. Lewis* for the United States. *Mr. Henry A. Stickney* for respondents.

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No. 757. *KOHLMAN, TRUSTEE, v. UNITED STATES.* April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Levi H. David, Harold J. Pack, Wm. F. Kimber, and David W. Kahn*, for petitioner. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States.

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No. 758. *LUCKENBACH STEAMSHIP CO. ET AL. v. UNITED STATES.* April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. George A. King, William B. King, and George R. Shields*, for petitioners. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States.

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No. 759. *OCEAN STEAMSHIP Co. v. UNITED STATES.* April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. T. M. Cunningham, Jr., William B. King, and George A. King* for petitioner. *Solici-*

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*tor General Mitchell and Assistant Attorney General Galloway for the United States.*

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No. 781. CHEVROLET MOTOR CO. *v.* UNITED STATES. April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Melville Church, John Thomas Smith, and Frank A. Gaynor, for petitioner. Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. Fred K. Dyar, for the United States.*

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No. 791. OXFORD OIL CO. ET AL. *v.* ATLANTIC OIL PRODUCING Co. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. C. L. Bass and R. H. Ward for petitioners. Mr. John L. Young for respondent.*

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No. 794. CANAVAN *v.* KITCHEN ET AL. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Sam G. Bratton for petitioner. Mr. E. W. Dobson for respondents.*

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No. 798. COMPAGNIE GENERALE TRANSATLANTIQUE *v.* UNITED STATES. April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Charles S. Haight, Harold S. Deming, and George A. King for petitioner. Solicitor General Mitchell and Assistant Attorney General Galloway for the United States.*

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No. 811. AMALGAMATED CLOTHING WORKERS ET AL. *v.* CURLEE CLOTHING Co. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the

Eighth Circuit denied. *Messrs. Luther Ely Smith and Elmer E. Pearey* for petitioners. *Mr. George M. Hagee* for respondent.

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No. 812. DRISCOLL AND DRISCOLL *v.* STATE BOARD OF LAND COMMISSIONERS OF COLORADO ET AL. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Edwin H. Park* for petitioners. *Messrs. Wm. L. Boatright, Charles Roach, Edw. M. Freeman, and Paul P. Prosser* for respondents.

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No. 814. CUDAHY PACKING CO. *v.* MUNSON STEAMSHIP LINE. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Gilbert H. Montague* for petitioner. *Mr. Cletus Keating* for respondent.

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No. 816. ALMAN, EXECUTRIX, *v.* NEW YORK LIFE INSURANCE Co. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Harry H. Smith* for petitioner. *Mr. T. M. Stevens* for respondent.

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No. 817. MORGAN *v.* RIVERSIDE MILLS Co. ET AL. April 16, 1928. Petition for writ of certiorari to the Supreme Court of the State of Tennessee denied. *Mr. James S. Pilcher* for petitioner. *Mr. K. T. McConnico* for respondents.

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No. 818. ERIE RAILROAD Co. ET AL. *v.* HOYLAND FLOUR MILLS Co. April 16, 1928. Petition for writ of certiorari to the Court of Appeals of Kansas City, Missouri, denied. *Messrs. Mitchell D. Follansbee, Leslie A. Welch,*

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*Thomas Hackney, Cyrus Crane, and Clyde E. Shorey*, for petitioners. *Mr. E. R. Morrison* for respondent.

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No. 819. *NEW YORK LIFE INSURANCE Co. v. MARSHALL*. April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. R. B. Montgomery and Louis H. Cooke* for petitioner. *Mr. Harry P. Sneed* for respondent.

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No. 820. *DILLARD ET AL. v. HAL BROWN & Co.* April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Sam G. Bratton* for petitioners. No appearance for respondent.

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No. 821. *ST. LOUIS-SAN FRANCISCO RY. Co. v. OGLESBY, ADMINISTRATRIX*. April 16, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Messrs. Edward T. Miller and Henry S. Conrad* for petitioner. *Mr. Mont T. Prewitt* for respondent.

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No. 829. *ROOS v. THE TEXAS Co.* April 16, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. D. Basil O'Connor* for petitioner. *Mr. Harry T. Klein* for respondent.

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No. 832. *PRICE v. UNITED STATES*. April 16, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. John F. McCarron* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Messrs. Gardner P. Lloyd and Percy M. Cox*, for the United States.

No. 828. CITY OF CAPE MAY *v.* UNITED STATES. April 23, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Edmond C. Fletcher* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Galloway* for the United States.

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No. 834. GENERAL INVESTMENT CO. *v.* THE NEW YORK CENTRAL RAILROAD CO. April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. Frederick A. Henry* for petitioner. *Mr. S. H. West* for respondent.

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No. 835. ROTH *v.* BLAIR, COMMISSIONER OF INTERNAL REVENUE. April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Edwin A. Meserve* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Messrs. J. Louis Monarch*, *Clarence M. Charest*, and *T. H. Lewis* for respondent.

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No. 839. WYATT ET AL. *v.* UNITED STATES. April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. B. B. McGinnis* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Louise Foster* for the United States.

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No. 840. HOOD ET AL. *v.* UNITED STATES. April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Warren K. Snyder* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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No. 845. *HOOKER v. UNITED STATES*. April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. W. B. Sorrells* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 847. *GORDON v. UNITED STATES*. April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. M. H. Gordon, pro se. Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 848. *THE INSURANCE COMPANY OF NORTH AMERICA v. STEAM TUG "BATHGATE," ETC., ET AL.* April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Francis S. Laws, John M. Woolsey, and Robert S. Erskine* for petitioner. *Messrs. J. Thruston Manning, Jr., and Everett H. Brown, Jr.,* for respondents.

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No. 849. *FOX, DOING BUSINESS AS H. FOX & Co., v. MILLS, FEDERAL PROHIBITION ADMINISTRATOR, ET AL.* April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Lewis Landes* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt and Mr. Mahlon D. Kiefer* for respondents.

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No. 850. *CARANICA v. NAGLE, COMMISSIONER OF IMMIGRATION FOR THE PORT OF SAN FRANCISCO.* April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. B. B.*

*Pettus* and *James D. Meredith* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for respondent.

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No. 856. *HERMANOS ET AL. v. ROYAL EXCHANGE ASSURANCE Co.* April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. O. Walker Taylor* for petitioners. *Mr. Carroll G. Walter* for respondent.

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No. 857. *MURPHEY v. AMERICAN RAILWAY EXPRESS Co. ET AL.* April 23, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Arthur E. Paige* for petitioner. *Messrs. T. Hart Anderson, H. S. Marx*, and *A. M. Hartung* for respondents.

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No. 922. *FIGUEROA v. SALDANA.* See *ante*, p. 574.

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No. 877. *WYSONG v. THE PEOPLE OF THE STATE OF CALIFORNIA.* See *ante*, p. 576.

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No. 855. *THE NEW YORK CENTRAL RAILROAD Co. v. BIELMEIER ET AL.* May 14, 1928. Petition for writ of certiorari to the Supreme Court of the State of New York denied. *Mr. Robert E. Whalen* for petitioner. No appearance for respondents.

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No. 859. *FALTER ET AL. v. UNITED STATES.* May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Martin A. Schenck, Frederic C. Scofield, Nash Rockwood*, and

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*Harry S. Bandler* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Galloway*, and *Mr. Edwin G. Davis* for the United States.

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No. 860. THE STATE OF MONTANA EX REL. INGERSOLL *v.* CLAPP ET AL. May 14, 1928. Petition for writ of certiorari to the Supreme Court of the State of Montana denied. *Mr. C. E. Pew* for petitioner. *Messrs. L. A. Foot* and *A. H. Angstman* for respondents.

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No. 863. CHICAGO GREAT WESTERN RAILROAD CO. *v.* CROUCH, SPECIAL ADMINISTRATRIX. May 14, 1928. Petition for writ of certiorari to the Supreme Court of the State of Minnesota denied. *Mr. Montreville J. Brown* for petitioner. *Mr. Frederick M. Miner* for respondent.

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No. 864. BELLE AYRE CONSERVATION CO. *v.* STATE OF NEW YORK. May 14, 1928. Petition for writ of certiorari to the Court of Claims of the State of New York denied. *Mr. J. Sheldon Frost* for petitioner. *Mr. Albert Ottinger* for respondent.

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No. 868. CHAVEZ *v.* UNITED STATES. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Mr. Riley R. Cloud* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. John J. Byrne* for the United States.

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No. 869. MIDLAND VALLEY RAILROAD CO. *v.* IMLER ET AL. May 14, 1928. Petition for writ of certiorari to the Su-

preme Court of the State of Oklahoma denied. *Mr. O. E. Swan* for petitioner. *Mr. Sumners Hardy* for respondents.

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No. 872. *G. L. WEBSTER CANNING CO., INC., v. THE HOGUE-KELLOGG CO., INC.* May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. James E. Heath* for petitioner. *Messrs. Ivor A. Page* and *Vivian L. Page* for respondent.

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No. 853. *RODMAN CHEMICAL CO. ET AL. v. UNITED STATES.* May 14, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Robert A. Littleton* and *W. W. Spalding* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Galloway*, and *Mr. Charles F. Kincheloe* for the United States.

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No. 862. *WONG WEY EX REL. WONG CHEU DONG v. JOHNSON, COMMISSIONER OF IMMIGRATION.* May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Joseph F. O'Connell* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for respondent.

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No. 870. *HOUGHTON v. UNITED STATES.* May 14, 1928. Petition for a writ of certiorari to the Circuit Court of Appeals for the Fourth Circuit denied. *Mr. Joseph W. Hazell* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Galloway* for the United States.

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No. 873. *LEWIS-HALL IRON WORKS v. BLAIR, COMMISSIONER OF INTERNAL REVENUE.* May 14, 1928. Petition

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for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. Charles D. Hamel and Richard S. Doyle* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Messrs. J. Louis Monarch and Clarence M. Charest* for respondent.

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No. 874. WESTERN GRAIN CO. *v.* RALSTON PURINA CO. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Brenton K. Fisk and J. P. Mudd* for petitioner. *Mr. Edwin E. Huffman* for respondent.

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No. 879. BAUM *v.* THE FIRST NATIONAL COMPANY OF SARASOTA. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Thomas McCall* for petitioner. *Mr. Daniel C. Donoghue* for respondent.

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No. 880. DUSSOULAS, TRUSTEE, *v.* LANG. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Hiram B. Calkins* for petitioner. No appearance for respondent.

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No. 881. SCHREIBER *v.* THE PUBLIC NATIONAL BANK & TRUST COMPANY OF NEW YORK. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Moses Cohen* for petitioner. *Mr. Henry B. Singer* for respondent.

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No. 882. O'LEARY ET AL. *v.* N. & M. REALTY CORP'N ET AL. May 14, 1928. Petition for writ of certiorari to

the Circuit Court of Appeals for the Second Circuit denied. *Mr. John de R. Storey* for petitioners. *Mr. Emory R. Buckner* for respondents.

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No. 883. GALVESTON, HARRISBURG & SAN ANTONIO RY. Co. v. WILSON. May 14, 1928. Petition for writ of certiorari to the Court of Civil Appeals, Eighth Supreme Judicial District, State of Texas, denied. *Messrs. Maury Kemp* and *J. H. Tallichet* for petitioner. No appearance for respondent.

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No. 886. KEMSLEY, MILLBOURN & Co., LTD., v. BOWERS, COLLECTOR OF INTERNAL REVENUE FOR THE SECOND DISTRICT OF NEW YORK. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Franklin Grady* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. J. Louis Monarch* for respondent.

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No. 888. MITCHELL ET AL. v. UNITED STATES. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. T. C. West* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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No. 890. THE DECORATIVE STONE Co. v. BUILDING TRADE COUNCIL OF WESTCHESTER COUNTY ET AL. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Walter Gordon Merritt* and *Daniel Davenport* for petitioner. No appearance for respondents.

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No. 891. OLSEN ET AL. *v.* THE STEAMER "THOMAS TRACY" ET AL. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Eugene E. Kelly* for petitioners. *Messrs. C. C. Calhoun* and *Wm. J. Martin* for respondents.

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No. 892. UNION FERRY COMPANY OF NEW YORK AND BROOKLYN *v.* SARAH MOORE, ADMINISTRATRIX. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Horace L. Cheyney* and *Pierre M. Brown* for petitioner. *Mr. William E. Purdy* for respondent.

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No. 896. MAGEN *v.* UNITED STATES. May 14, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Robert H. Elder* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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No. —. RAARUP *v.* UNITED STATES. See *ante*, p. 576.

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No. 965. SARBER *v.* AETNA LIFE INSURANCE CO. See *ante*, p. 577.

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No. 813. THE GOVERNMENT OF THE PHILIPPINE ISLANDS, ON RELATION OF THE ATTORNEY GENERAL, *v.* EL HOGAR FILIPINO. May 21, 1928. Petition for writ of certiorari to the Supreme Court of the Philippine Islands denied. *Mr. William Catron Rigby* for petitioner. *Messrs. Clyde A. DeWitt* and *E. Arthur Perkins* for respondent.

No. 878. *KLENGENBERG v. H. LIEBES & Co.* May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. S. Hasket Derby and Ernest Clewe* for petitioner. *Mr. W. M. Simmons* for respondent.

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No. 885. *JEWELL, RESIDUARY DEVISEE AND EXECUTOR, v. GRAHAM, ADMINISTRATOR.* May 21, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. J. Wilmer Latimer, Walter C. Clephane, and George C. Gertman* for petitioner. *Messrs. George W. Offutt, Henry P. Blair, and Arthur Hellen* for respondent.

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No. 887. *SPIROU v. UNITED STATES.* May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Wilton J. Lambert and R. H. Yeatman* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 889. *MEANS ET AL. v. TERRELL.* May 21, 1928. Petition for writ of certiorari to the Supreme Court of the State of Oklahoma denied. *Mr. Elmer D. Means* for petitioners. No appearance for respondent.

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No. 893. *NEW ORLEANS & NORTHEASTERN R. R. Co. ET AL. v. SNELGROVE, ADMINISTRATRIX.* May 21, 1928. Petition for writ of certiorari to the Supreme Court of the State of Mississippi denied. *Messrs. J. Blanc Monroe, Monte M. Lemann, Albert S. Bozeman, and Walter J. Suthon, Jr.,* for petitioners. *Mr. Marion W. Reily* for respondent.

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No. 895. *ROSE v. WASHINGTON TIMES Co.* May 21, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. George R. Sherriff and W. Cameron Burton* for petitioner. No appearance for respondent.

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No. 900. *HUMANE STANCHION WORKS v. MITCHELL MFG. Co.* May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Messrs. Frank E. Dennett and Robert M. Rieser* for petitioner. *Mr. Arthur L. Morsell* for respondent.

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No. 901. *ST. PAUL FIRE AND MARINE INSURANCE CO. v. AMERICAN FOOD PRODUCTS Co.* May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. D. Roger Englar, Thomas T. Fauntleroy, Wade H. Ellis, and Wm. J. Hughes* for petitioner. *Messrs. T. H. Caraway and John M. Lee* for respondent.

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No. 902. *FRANC-STROHMENGER & COWAN, INC. v. FORCHHEIMER, ETC., ET AL.* May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Messrs. Charles Neave, Frederick P. Fish, Clifford E. Dunn, and Charles J. Staples* for petitioner. *Mr. O. Ellery Edwards* for respondents.

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No. 903. *SWAN v. UNITED STATES.* May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. James F. X. O'Brien* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

No. 904. TUCKER STEVEDORING Co. *v.* SOUTHWARK MFG. Co. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Mr. Curtis Tilton* for petitioner. *Mr. J. Thrus-ton Manning, Jr.*, for respondent.

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No. 905. THE BANK OF RULEVILLE *v.* MARYLAND CASUALTY Co. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. J. W. Cutrer* for petitioner. *Mr. Wm. H. Watkins* for respondent.

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No. 906. BALME, TRADING AS B. PAUL, *v.* FEDERAL TRADE COMMISSION. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. T. Hart Anderson* for petitioner. *Solicitor General Mitchell* and *Mr. Adrien F. Busick* for respondent.

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No. 909. ST. LOUIS-SAN FRANCISCO RY. Co. ET AL. *v.* MONTROSE OIL REFINING Co., INC. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. E. T. Miller, M. G. Roberts, W. E. Allen,* and *W. M. Odell* for petitioners. *Messrs. E. H. Ratcliff* and *Elias Goldstein* for respondent.

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No. 913. BETTY *v.* DAY, COMMISSIONER OF IMMIGRATION AT THE PORT OF NEW YORK. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Alexander Holtzoff* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring,* and *Messrs. Harry S. Ridgely* and *George C. Butte* for respondent.

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No. 914. THE CONSOLIDATED IRON-STEEL MFG. CO. *v.* THE DUNBAR BROTHERS CO. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Jerome S. Hess* for petitioner. *Mr. Lucius F. Robinson* for respondent.

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No. 915. GOLDSMITH, COUNTY TREASURER, ET AL. *v.* THE STANDARD CHEMICAL CO. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Eighth Circuit denied. *Messrs. John L. Stivers, Wm. L. Boatright, and Charles Roach* for petitioners. *Mr. George L. Nye* for respondent.

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No. 916. LEFTWICH *v.* THE CITY OF ALBANY. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. E. W. Godbey* for petitioner. *Mr. A. J. Harris* for respondent.

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No. 918. SPEAKMAN, TRUSTEE, *v.* BERNSTEIN ET AL. May 21, 1928. Petition for writ of certiorari to the Supreme Court of the State of Louisiana denied. *Mr. Allen McReynolds* for petitioner. *Mr. Robert A. Hunter* for respondents.

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No. 919. LOGAN, ADMINISTRATRIX, *v.* GRAVEL PRODUCTS CORP'N. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Thomas C. Burke* for petitioner. *Mr. Laurence E. Coffey* for respondent.

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No. 920. WILLIS, NOW ROGERS, *v.* WILLIS ET AL. May 21, 1928. Petition for writ of certiorari to the Supreme

Court of the State of Oklahoma denied. *Mr. H. A. Ledbetter* for petitioner. *Mr. W. F. Semple* for respondents.

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No. 921. CHASE SECURITIES CORP'N ET AL. *v.* UNITED STATES. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Messrs. Robert G. Dodge* and *F. H. Nash* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Farnum*, and *Mr. Thomas E. Rhodes* for the United States.

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No. 925. DRISKILL *v.* UNITED STATES. May 21, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Earl Anderson* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Mabel Walker Willebrandt*, and *Mr. John J. Byrne* for the United States.

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No. 867. CORTEZ OIL CO. *v.* UNITED STATES. May 28, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Wayne Johnson* for petitioner. *Solicitor General Mitchell* and *Assistant Attorney General Galloway* for the United States.

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No. 923. GEORGOUSES ET AL. *v.* GILLEN, TRUSTEE. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Samuel White* for petitioners. *Mr. Thomas A. Flynn* for respondent.

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No. 926. CHIN WAH KEE *v.* UNITED STATES. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Richard B.*

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*Montgomery* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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No. 927. CHIN TOY *v.* UNITED STATES. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Richard B. Montgomery* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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No. 928. MARYLAND CASUALTY CO. *v.* RAZOOK ET AL. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John G. McKay* for petitioner. *Mr. Robert L. Shipp* for respondents.

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No. 931. AUTIN *v.* PISKE, TRUSTEE. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Alex. W. Swords* and *Loys Charbonnet* for petitioner. No appearance for respondent.

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No. 932. TOM LUEY *v.* UNITED STATES. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. John E. Jackson* for petitioner. *Solicitor General Mitchell*, *Assistant Attorney General Luhring*, and *Mr. Harry S. Ridgely* for the United States.

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No. 933. CHICAGO AND EASTERN ILLINOIS RY. CO. *v.* EMMERSON, SECRETARY OF STATE FOR THE STATE OF ILLINOIS, ET AL. May 28, 1928. Petition for writ of certio-

rari to the Supreme Court of the State of Illinois denied. *Messrs. H. T. Dick and George B. Gillespie* for petitioner. *Messrs. Oscar E. Carlstrom and Bayard L. Catron* for respondents.

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No. 934. NEW YORK, SUSQUEHANNA & WESTERN R. R. Co. *v.* HENDERSHOT. May 28, 1928. Petition for writ of certiorari to the Court of Errors and Appeals of the State of New Jersey denied. *Mr. George S. Hobart* for petitioner. *Mr. Wm. C. Gebhardt* for respondent.

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No. 936. NORRIS ET AL., ADMINISTRATORS, ETC. *v.* SUTHERLAND, ALIEN PROPERTY CUSTODIAN, ET AL. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. G. C. Ladner and Albert H. Ladner, Jr.*, for petitioners. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Thomas E. Rhodes* for respondents.

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No. 937. WATKINS, ADMINISTRATOR C. T. A., *v.* MADISON COUNTY TRUST AND DEPOSIT Co. May 28, 1928. Petition for certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Amariah F. Freeman* for petitioner. *Mr. William F. Santry* for respondent.

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No. 938. INGRASSIA *v.* A. C. W. MFG. Co. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. George M. Dowe, Emerson R. Newell, and H. Dorsey Spencer* for petitioner. *Mr. Irving M. Obriecht* for respondent.

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Decisions Denying Certiorari.

No. 947. NIEMAN *v.* PLOUGH CHEMICAL Co. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Sixth Circuit denied. *Mr. James N. Ramsey* for petitioner. No appearance for respondent.

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No. 948. HILL, TRUSTEE, *v.* BERBER ET AL. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Maurice N. Rosen* for petitioner. *Mr. Israel Bernstein* for respondents.

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No. 950. GENERAL FINANCE CORP'N *v.* PENN-NATIONAL HARDWARE MUTUAL ET AL. May 28, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. A. H. Culwell* and *Wm. H. Burges* for petitioner. *Mr. Thornton Hardie* for respondents.

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No. 782. CHIPPIANNOCK CEMETERY ASS'N *v.* CITY OF ROCK ISLAND. See *ante*, p. 578.

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No. 884. THE PORTSMOUTH HARBOR LAND & HOTEL Co. ET AL. *v.* UNITED STATES. June 4, 1928. Petition for writ of certiorari to the Court of Claims denied. *Messrs. Chauncey Hackett* and *James H. Lowell* for petitioners. *Solicitor General Mitchell*, *Assistant Attorney General Galloway*, and *Mr. Wm. W. Scott* for the United States.

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No. 935. JOHNSTON *v.* HILLER ET AL. June 4, 1928. Petition for writ of certiorari to the Supreme Court of the State of Missouri denied. *Mr. Otto C. Hauschild* for petitioner. *Mr. T. L. Montgomery* for respondents.

No. 939. *KASTEL v. UNITED STATES*. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. W. J. Hughes, Jr., and Wm. E. Leahy* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 940. *LEATHER ET AL. v. UNITED STATES*. June 4, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Oliver J. Cook* for petitioners. *Solicitor General Mitchell and Assistant Attorney General Galloway* for the United States.

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No. 943. *NORTH RIVER INSURANCE CO. v. WRIGHT*. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. John W. Cutrer and R. L. McLaurin* for petitioner. *Mr. Cary C. Moody* for respondent.

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No. 944. *UNITED STATES EX REL. RIOS v. DAY, COMMISSIONER OF IMMIGRATION AT THE PORT OF NEW YORK*. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Mr. Harold Van Riper* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for respondent.

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No. 951. *TALCOTT, EXECUTRIX, v. UNITED STATES*. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Messrs. Guy Mason and John C. Altman* for petitioner. *Solicitor General Mitchell, Assistant Attorney General*

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Decisions Denying Certiorari.

*Mabel Walker Willebrandt*, and *Mr. J. Louis Monarch* for the United States.

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No. 955. *BROWN v. RUDOLPH ET AL.* June 4, 1928. Petition for writ of certiorari to the Court of Appeals for the District of Columbia denied. *Mr. George F. Curtis* for petitioner. *Mr. William W. Bride* for respondents.

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No. 956. *CADWELL ET AL. v. TEANEY ET AL.* June 4, 1928. Petition for writ of certiorari to the Supreme Court of the State of Indiana denied. *Mr. Sol H. Esarey* for petitioners. *Mr. Cassius W. McMullen* for respondents.

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No. 957. *THE NEW YORK, CHICAGO & ST. LOUIS R. R. Co. v. SLATER, ADMINISTRATRIX.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Seventh Circuit denied. *Mr. Howard L. Townsend* for petitioner. *Mr. Harry F. Payer* for respondent.

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No. 958. *ILLINOIS NORTHERN RY. v. MIKULECKY, ADMINISTRATRIX.* June 4, 1928. Petition for writ of certiorari to the Appellate Court for the First District, State of Illinois, denied. *Messrs. David A. Orebaugh* and *Wm. S. Elliott* for petitioner. *Mr. Charles C. Spencer* for respondent.

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No. 959. *ANDRES ET AL. v. STONE ET AL., RECEIVERS, ET AL.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. Frank Davis, Jr.*, and *Frank H. Swan* for petitioners. *Messrs. H. Fred Mercer, George E. Alter*, and *Alex. J. Barron* for respondents.

No. 961. *THE ELLAY Co. v. BOWERS, COLLECTOR OF INTERNAL REVENUE FOR THE SECOND DISTRICT OF NEW YORK.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Frank L. Weil and Joseph R. Little* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. J. Louis Monarch* for respondent.

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No. 962. *FAGIN ET AL. v. QUINN ET AL.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Messrs. Nelson Phillips and W. D. Gordon* for petitioners. *Messrs. R. L. Batts, Beeman Strong, and Will E. Orgain* for respondents.

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No. 963. *CITY OF CHELSEA v. DOLAN, TRUSTEE.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the First Circuit denied. *Mr. Samuel R. Cutler* for petitioner. *Mr. John M. Maloney* for respondent.

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No. 964. *YOUNG v. UNITED STATES.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Thomas Mannix* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. Mahlon D. Kiefer* for the United States.

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No. 967. *NASHVILLE BUILDERS SUPPLY Co. ET AL. v. BELL.* June 4, 1928. Petition for writ of certiorari to the Supreme Court of the State of Tennessee denied. *Mr. John B. Keeble* for petitioners. *Mr. Thomas J. Tyne and J. M. Peebles* for respondent.

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Decisions Denying Certiorari.

NO. 968. *FARRIS ET AL. v. UNITED STATES.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Ninth Circuit denied. *Mr. Solon B. Clark* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Mr. John J. Byrne* for the United States.

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NO. 970. *THE YANKTON SIOUX TRIBE OF INDIANS v. UNITED STATES.* June 4, 1928. Petition for writ of certiorari to the Court of Claims denied. *Mr. Jennings C. Wise* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Galloway, and Mr. George T. Stor- mont* for the United States.

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NO. 971. *BELLAND ET AL. v. UNITED STATES.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Richard B. Montgomery* for petitioners. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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NO. 975. *MISSOURI-KANSAS-TEXAS R. R. CO. v. O'CONNOR.* June 4, 1928. Petition for writ of certiorari to the Court of Civil Appeals, Eighth Supreme Judicial District, State of Texas, denied. *Messrs. Charles C. Huff, Joseph M. Bryson, and A. H. McKnight* for petitioner. *Mr. S. P. Jones* for respondent.

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NO. 982. *SMILER v. UNITED STATES.* June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. J. T. G. Crawford* for petitioner. *Solicitor General Mitchell, Assistant At-*

*torney General Luhring, and Mr. Harry S. Ridgely for the United States.*

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NO. 985. RALSTON *v.* HEINER, COLLECTOR OF INTERNAL REVENUE, TWENTY-THIRD DISTRICT OF PENNSYLVANIA. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. S. Leo Rushlander and George R. Beneman* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Mabel Walker Willebrandt* for respondent.

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NO. 988. RIECK *v.* HEINER, COLLECTOR OF INTERNAL REVENUE FOR THE TWENTY-THIRD DISTRICT OF PENNSYLVANIA. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Third Circuit denied. *Messrs. James Walton and Clarence A. Miller* for petitioner. *Solicitor General Mitchell and Assistant Attorney General Mabel Walker Willebrandt* for respondent.

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NO. 990. GEE WAH LEE *v.* UNITED STATES. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. W. J. Waquespack* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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NO. 1001. BOWRING *v.* BOWERS, COLLECTOR OF INTERNAL REVENUE FOR THE SECOND DISTRICT OF NEW YORK. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Second Circuit denied. *Messrs. Julius Henry Cohen and Kenneth Dayton* for petitioner.

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

*Solicitor General Mitchell, Assistant Attorney General Mabel Walker Willebrandt, and Messrs. J. Louis Monarch, Clarence M. Charest, and John R. Wheeler* for respondent.

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No. 1011. *ECHOLS v. UNITED STATES*. June 4, 1928. Petition for writ of certiorari to the Circuit Court of Appeals for the Fifth Circuit denied. *Mr. Bart A. Riley* for petitioner. *Solicitor General Mitchell, Assistant Attorney General Luhring, and Mr. Harry S. Ridgely* for the United States.

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No. 1006. *EAGLES ET AL. v. UNITED STATES*. June 5, 1928. Petition for writ of certiorari to the Court of Appeals of the District of Columbia denied. *Messrs. Wm. J. Hughes, Jr., Wilton J. Lambert, R. H. Yeatman, May T. Bigelow, Hyman M. Goldstein, and Martin F. O'Donoghue* for petitioners. *Solicitor General Mitchell* waived the filing of a brief in opposition for the United States.

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CASES DISPOSED OF WITHOUT CONSIDERATION  
BY THE COURT FROM APRIL 10, 1928, TO AND  
INCLUDING JUNE 5, 1928.

No. 6. *ATLAS LINE STEAMSHIP CO. v. UNITED STATES*. Appeal from the Court of Claims. April 16, 1928. Dismissed, on motion of *Messrs. Charles H. Le Fevre, Daniel Dunning, and Wm. B. Devoe* for appellant. *Solicitor General Mitchell* for the United States.

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No. 7. *NORTH GERMAN LLOYD v. UNITED STATES*. Appeal from the Court of Claims. April 16, 1928. Dismissed, on motion of *Mr. Edgar W. Hunt* for appellant. *Solicitor General Mitchell* for the United States.